

Exhibit 1

Part (2 of 2)

1 what kind of steel to put in if I decide
2 to use concrete, yes.

3 Q Did Sharon do his plan before or
4 after you made your decision to go with the
5 poured concrete?

6 MR. POLISHOOK: Objection to form.

7 THE WITNESS: When we make our
8 decision, you make a decision and then you
9 make a plan.

10 MR. POLISHOOK: I'm just going to ask
11 that the plans that the witness has
12 referred to be produced, and I will
13 reserve my right to further deposition
14 once I review them.

15 (Request for production.)

16 MR. JUDD: We'll take that under
17 advisement.

18 Q Had Sharon given anything in writing
19 before you made your decision to go with the
20 poured concrete?

21 MR. POLISHOOK: Objection to form.

22 THE WITNESS: No.

23 Q Did you tell Sharon about your
24 decision to go with the poured concrete before
25 you hired Orange County Concrete?

1 A You know, there was not a lot of
2 contracts with Orange County. There was one
3 contract, they were supposed to do the walls,
4 the floor, the elevator. There was one
5 contract. There were not updates on the
6 contract.

7 Q The question is this:

8 Did Sharon give you something in writing
9 before you signed the contract with Orange
10 County Concrete?

11 MR. POLISHOOK: Object to form.

12 Anything in writing about that?

13 You can answer.

14 THE WITNESS: I don't remember if I
15 signed before or -- what I know for sure
16 is that before the work started he had a
17 plan, Sharon.

18 Q This plan that Sharon had, was that
19 given to Orange County Concrete?

20 MR. POLISHOOK: Object to form.

21 THE WITNESS: Yes.

22 Q Had you worked with Orange County
23 before?

24 A No.

25 Q How did you hear about them?

1 A I don't remember if he called by
2 himself or someone recommended him to me. I
3 felt like I would work with somebody from, you
4 know, the community, but after this accident
5 happened I'm no longer working with him.

6 MS. HATCH: I'm sorry, what was the
7 question?

8 (The question was read back.)

9 MS. HATCH: Orange County?

10 MR. GALLIN: Yeah.

11 Q Before Orange County started work did
12 you have a signed contract with them?

13 A I think yes.

14 Q Before they started work had they
15 given you a bid, a price?

16 A Yes.

17 Q Had they been to the job site before
18 they gave you a price?

19 A Yes.

20 Q Did you meet them at the job site?

21 A Yes.

22 Q Now did you go over the work you
23 expected them to do at the job site before they
24 put in a bid?

25 A Yes.

1 Q And at that time you would have gone
2 over what areas you needed poured concrete in
3 the discussion of the elevators?

4 A Yes.

5 Q Did Sharon participate in any of your
6 conversations with Orange County Concrete?

7 MR. POLISHOOK: Objection.

8 Are you asking was he present?

9 THE WITNESS: All three of us
10 together, no.

11 MR. JUDD: I just want to ask, I'm
12 not -- this is off the record.

13 (Off the record.)

14 Q To your knowledge did Sharon ever
15 meet with anybody from Orange County Concrete
16 before the accident happened?

17 A I don't know.

18 Q Did you ever give Orange County any
19 specifications for the concrete pour of the
20 vertical walls before they did the work?

21 MR. POLISHOOK: Object to the form.

22 THE WITNESS: No.

23 MR. KULLER: I'm sorry, could you
24 just please read that back.

25 (The question was read back.)

1 Q Now before Orange County poured the
2 vertical walls had you gotten specifications
3 from Sharon?

4 MR. POLISHOOK: Objection to form.

5 Are you asking about concrete pouring
6 or any specifications?

7 MR. GALLIN: I think the question
8 referred to concrete poured for the
9 vertical walls, actually.

10 THE WITNESS: Sharon gave me the
11 plan, I gave the plan to him, and from
12 that point on any kind of question, any
13 kind of problem that he had with the
14 specifications or with the plan he was
15 supposed to talk with Sharon. I was not
16 involved.

17 Q Who is him?

18 A (Gesture.)

19 Q Orange County Concrete?

20 A Yes.

21 Q I asked you before whether you gave
22 any specifications to Orange County Concrete,
23 and I thought I heard you say "no."

24 A Yes.

25 Q I'm, therefore, confused.

1 Did you give him plans or did you not give
2 him plans?

3 MR. POLISHOOK: Object to form.

4 THE WITNESS: You know, I gave the
5 plans, I gave the plans, but it seems to
6 be that there is -- if you're asking if I
7 gave details, specifications, I gave the
8 plans, but I never gave specific details
9 of any specifications.

10 Q Did the plans have any specifications
11 in it in terms of use of steel rebars,
12 thickness of the concrete, use of forms, or
13 anything of that like?

14 MR. POLISHOOK: Objection to form.

15 There is no foundation he has the
16 expertise to able to read plans, let alone
17 read English.

18 THE WITNESS: The plan shows rebar,
19 the plan shows concrete. In no place does
20 the plan show forms.

21 Q So Sharon's plans did not show the
22 use of forms for the concrete pour?

23 MR. POLISHOOK: Objection to form.

24 THE WITNESS: That's what I
25 understand.

1 Q Did you have an understanding that
2 the vertical concrete pour was going to require
3 the use of forms?

4 A Yes.

5 Q Who was supposed to supply the forms?

6 A Orange County.

7 Q When they did the vertical pour did
8 they actually use forms?

9 A From the side of the building I'm
10 sure that yes, because I saw it. From the side
11 of the wall of the neighbors I'm not sure.

12 Q So on the inside wall of 50 they had
13 to use a form or else the concrete wouldn't
14 have stayed in place; correct?

15 A Yes.

16 Q Did they use the wall of 48 as the
17 back wall of their form?

18 MR. KULLER: Objection.

19 MR. POLISHOOK: I will object also.

20 THE WITNESS: Okay, the question is
21 like that, do you want to know what the
22 facts were or do you want to know how
23 things were supposed to be.

24 Q Both.

25 A Yes, there were supposed to be forms.

1 Q In actuality were the forms used?

2 A From the neighbor side, no.

3 Q And would you agree with me that was
4 a mistake?

5 MR. KULLER: Objection.

6 MR. JUDD: Object.

7 THE WITNESS: I guess so, yeah.

8 Q What is your understanding as to who
9 made the decision not to use the forms along
10 the neighbor's wall?

11 MR. POLISHOOK: Object to form.

12 THE WITNESS: Orange County.

13 Q When did you find out that the forms
14 weren't used?

15 A The day of the accident.

16 Q How did you find out?

17 A When I got up I saw it. I mean, if
18 there was forms it wouldn't have happened.

19 Q How did you find out that the
20 incident happened?

21 A I had a worker that I personally
22 hired. This worker was responsible for
23 inspecting everything that has to do with
24 safety, with cleanliness. And this worker was
25 supposed to let me know if something is not,

1 you know, if something happened or if something
2 was not working.

3 Q What's the worker's name?

4 A Yossi, Y-O-S-S-I.

5 Q Last name?

6 A Vitrio, V-I-T-R-I-O.

7 Q Was he Hasid?

8 A Yes.

9 Q He was there all of the time?

10 A Yes.

11 MR. JUDD: All of the time meaning?

12 Q If the job site was open was he there
13 all of the time?

14 A Yes.

15 Q So he would have been there more than
16 you?

17 A Yes.

18 Q Was he supposed to watch the concrete
19 pour?

20 A No.

21 MR. KULLER: Is he still employed by
22 HSD?

23 THE WITNESS: Yes.

24 Q The forms that were --

25 MR. POLISHOOK: Off the record.

1 (discussion off the record.)

2 Q Was he employed by HSD at the time of
3 the incident?

4 A Yes.

5 Q The forms on the inside of 50 North,
6 did you see those forms?

7 A Yes.

8 Q Can you describe them?

9 A Those, the forms were the right forms
10 that are used to pour concrete. There was a
11 support, a horizontal support, and there was a
12 height support and a horizontal support and
13 they were built the right way. Two by fours
14 and two by sixes support.

15 Q Were these prefab forms or were these
16 forms that were built in place?

17 A Those were the forms that were the
18 original forms, and if there was something
19 missing then we add on like a piece of
20 something if it was missing.

21 Q Let me ask you again.

22 Did these forms come to the job site
23 already built, or did they have to be built in
24 place?

25 A It comes in two by eight pieces and

1 then we connect them one to the other.

2 Q When you say "we" who do you mean by
3 "we" connected them? Who is the "we"?

4 A The concrete guy.

5 Q At any time did you see him putting
6 together the forms on the job site?

7 A No, I mean, really, you know, I was
8 there, but I saw it standing. You know, I came
9 there, I saw the whole wall was ready. Ready,
10 you know, it's ready, it's not ready, I saw it
11 standing.

12 Q The third floor wall, what was the
13 vertical height?

14 A Ten-foot or ten-foot four. All of
15 the floors were the same height.

16 Q Was the concrete being poured in
17 sections or was the whole wall poured at once?

18 MR. POLISHOOK: The day of the
19 incident?

20 MR. GALLIN: Yeah.

21 MR. POLISHOOK: Thanks.

22 A When you look at the first and second
23 floor, you see that there was like this kind of
24 a sign that showed that it wasn't poured in at
25 once, that it was poured in not at once, like

1 in sections. And it could be that it was
2 done at the same date, but it wasn't done at
3 the same time, because you could tell there was
4 like a line on the wall.

5 Q If you're pouring a ten-foot wall,
6 but you only pour five feet, wait for it to
7 set, and then pour the next five feet, are you
8 going to get a line between the first pour and
9 the second pour?

10 A Okay, so the real question is, you
11 know, what are the rules in creating, you know,
12 a ten-foot wall of concrete, and I did not
13 study those rules.

14 The question that you are asking me, this
15 kind of information of how to build the
16 concrete and what to do and how the wall is
17 supposed to look like, that is the job of the
18 concrete guy.

19 I do know, though, from looking at other
20 buildings that when there is a line, that means
21 that it wasn't all poured at once. But, again,
22 I did not study about these things.

23 Q I wasn't asking you about the right
24 way or the wrong way, I'm just asking about
25 your observations.

1 A So, you know, what I saw was that
2 there were signs and there was like this line
3 that showed that that wall was not formed at
4 once. And on the second floor you could see
5 that they went -- there wasn't an option, they
6 went with a second option.

7 Q What's the second option?

8 A He said he didn't say "option," he
9 said when the collapse happened, it collapsed
10 right from the beginning.

11 Q What do you mean right from the
12 beginning?

13 A When the wall collapsed, it collapsed
14 from the first three feet. He didn't have time
15 to pour more than that.

16 Q So he only poured three feet of
17 concrete on the third floor vertically when the
18 wall collapsed?

19 A Three or four feet, something like
20 that.

21 Q Were you aware of the method that
22 Orange County was using to pour the concrete
23 wall before the accident happened?

24 A No.

25 Q Have you ever seen your answers to

1 interrogatories? Have you ever seen your
2 company's answers to the interrogatories?

3 A Did I see --

4 Q Are you familiar with what the
5 answers are?

6 A If there was any interrogation or any
7 questions to answer, I would be the person that
8 would be doing that.

9 Q There is an allegation that a pump
10 was used to deliver the concrete which added
11 pressure.

12 A So the usual way that it works is
13 that you don't pour the concrete directly from
14 two sides with the pressure. You pour from one
15 side, and then you're supposed to let it go and
16 wait.

17 Q Was something done differently on
18 this particular day?

19 A On this wall, yes.

20 Q Was what was done on this particular
21 wall different from what had been done on the
22 first floor or the second floor?

23 A So from my understanding, when they
24 poured the concrete on the first and second
25 floor, they actually poured it on the floor.

1 And then with their hand, they put it into the
2 wall. But on the third floor they poured it
3 directly into the wall. And when the air
4 pressure was coming down they just continued to
5 use the pump to pour it.

6 Q What is the basis for what you just
7 said, how do you have that understanding?

8 A Well, when I got there I found that
9 the pump, the pipe, was inside of the wall.

10 Q And that wasn't the way it had been
11 on the first or second floor?

12 A No.

13 MR. JUDD: You found that what pipe
14 was in the wall?

15 THE WITNESS: The concrete pipe.

16 MR. JUDD: The hose you mean?

17 THE WITNESS: The pipe that comes in
18 from the pump.

19 MR. JUDD: The hose?

20 MS. HATCH: No, it's a boom.

21 THE WITNESS: The hose that comes
22 from the pump.

23 MS. HATCH: Can I have that series
24 read back.

25 (The record was read back.)

1 A So there is another thing that was
2 used that I didn't know about, which is they,
3 someone told me that there was a machine on the
4 side, it was like a vibrating machine that they
5 used also to push in the concrete for support
6 and also so that the wall looks nice.

7 Q Where were you when this incident
8 happened?

9 A I was in the area. I got there
10 before everybody else, before the fire
11 department. I got there -- as soon as I heard,
12 I got there like in two or three minutes.

13 Q Where you on the job site when the
14 incident happened?

15 A Not at the exact moment of the
16 incident, but I was there right away. And
17 right away I started seeing what I can do to
18 correct any damage that's possible.

19 Q Did Yossi call you on your cell phone
20 to tell you to come over?

21 A Yes.

22 Q When you got to the building what did
23 you see?

24 A When I came, I saw that the wall
25 collapsed and I saw that the concrete also

1 poured into the neighbor's apartment. It
2 poured and the wall collapsed right by his bed.
3 It's like a really big, lucky thing that
4 nothing happened. I helped the guy leave the
5 building, and I stayed there until like
6 4 o'clock in the morning.

7 Q Do you know Mr. Moscovitz?

8 A Yes.

9 Q Did you know him before this
10 incident?

11 A Yes.

12 Q How did you know Mr. Moscovitz?

13 A From the synagogue.

14 Q Did you know he owned the building
15 next door?

16 A When the accident happened, yes.

17 Q But you had known him before that?

18 A Yes.

19 Q But until this accident you didn't
20 actually know that he owned the building?

21 A Maybe I did, I don't remember.

22 Q Did Mr. Moscovitz come to the scene?

23 A Yes. Yeah, but not so fast. He
24 wasn't on fire to go there.

25 Q I gather when he got there he wasn't

1 happy?

2 A So this is what hurt me was that
3 Mr. Moscovitz didn't tell me that he's going to
4 have a claim. Mr. Moscovitz told me to bring
5 the -- the Building Department came and he
6 asked me if I can please make sure to stay
7 there so that they will only evaluate the three
8 people and not all of the people from the
9 building. If I knew that he was going to have
10 claim, then I wouldn't have stayed until
11 4 o'clock in the morning trying to work.

12 So I basically that night I worked with
13 like ten, or maybe even more people, you know,
14 to make sure that the building is safe. I put
15 like one or two or three supporting posts. And
16 the next morning he told me that actually he
17 doesn't need all of that, that he could have
18 paid \$20,000 and have the work finished. I put
19 in 80 beams, not two or three, 80 beams.

20 Q You put in beams to support the wall
21 all the way down to the basement?

22 A The Building Department was worried
23 that the wall was going to collapse on the
24 third floor and the first floor, so they told
25 me to put supporting beams on the second floor

1 and the third floor in the east building.

2 Q In Moscovitz's building?

3 A Yes.

4 Q Tell me all of your conversations --
5 did you have any other conversations with
6 Mr. Moscovitz about this incident?

7 A The minute he decided to change his
8 way, you know, I stopped him. I did him a lot
9 of favors, but the second he decided that
10 decision I stopped him and I told him that I
11 don't want to know him.

12 Q What decision -- to put in a claim?

13 A Yes.

14 Q A claim against you or a claim with
15 his own insurance company?

16 A That doesn't matter.

17 Q Did you have any conversations with
18 the Falcowitz's about what happened?

19 A That day, yes.

20 Q Can you tell me what was said?

21 A You know, that day he seemed very
22 worried, scared. He, you know, he also saw
23 that something happened, you know, that wasn't
24 supposed to happen. So then we obviously
25 couldn't pay him because I am, you know, I have

1 mortgaged to the gills, I mean, I lost like
2 140, 150 thousand from this that I did not get
3 back. But, you know, he did receive the money,
4 because the building has since been leased or
5 sold -- the bank sold it, and he has a lien on
6 the building. But Gold also didn't get
7 anything back.

8 Q How did you lose money as a result of
9 this?

10 A You know, I use my money for things
11 like deposits or things like labor, you know.
12 And on the basis that I was thinking I'm going
13 to get the requisition from the bank and I'm
14 going to get my money back, but the requisition
15 never happened and I never got my money back.

16 Q Did the bank foreclose on this
17 building?

18 A Yes.

19 Q Because of this incident work had to
20 stop on the building?

21 A It stopped.

22 Q Because it stopped the bank called in
23 its loan?

24 MR. POLISHOOK: Object to form.

25 THE WITNESS: Yes.

1 MR. JUDD: Can I just ask -- you
2 asked him if he spoke with the
3 Falcowitz's, but you didn't ask which.

4 Q Which Falcowitz were you speaking
5 with?

6 A This guy. I didn't know his father.
7 Joel.

8 Q The younger one?

9 A The younger one.

10 Q Did you have any discussion with Joel
11 about what happened and why it happened?

12 MR. POLISHOOK: Object to form.

13 THE WITNESS: Like I said before, I
14 spoke to him that day. And that day he
15 felt that the accident happened because of
16 him. What happened the next day, I don't
17 know.

18 Q Well, did he say why he felt the
19 accident was his fault?

20 MR. KULLER: Objection.

21 THE WITNESS: No, I don't remember.

22 Q Did you ever have any conversations
23 with Sharon about what happened?

24 A I called Sharon, Sharon arrived and
25 he was there with me until 2:00 in the morning.

1 Q Did Sharon say anything?

2 A You know, Sharon was supposed to stay
3 with me and give me instructions on how to
4 build the supporting beams in the other
5 building. There was nothing written, but
6 Sharon was standing next to me and was telling
7 me put this there, put that there.

8 Q Did you ever discuss with Sharon how
9 the incident happened?

10 A I know that Sharon gave a report, and
11 what's written there was what he thought
12 happened.

13 Q Do you know what Sharon wrote?

14 MR. POLISHOOK: Object to form.

15 THE WITNESS: Not exactly.

16 Q Did Sharon ever verbally tell you
17 what he thought?

18 A No.

19 Q When you got to the third floor and
20 you saw the hole in the wall could you see the
21 wooden form on the inside of the building?

22 A If there was like wood from where?

23 Q Did you see a form on the inside of
24 50, of your building?

25 A The inside wall of the building, yes.

1 And I opened it.

2 MR. POLISHOOK: Could you read back
3 the end of the answer.

4 (The answer was read back.)

5 Q Did you see a form on the outside of
6 your building along the wall of Moscovitz's
7 building?

8 A Over there there wasn't anything.
9 There wasn't a wall, it was just a hole.

10 Q Did you see any remnants of a form on
11 that wall?

12 A No.

13 Q Was it clear based on your
14 observations that there, in fact, was no form
15 or support along the wall of Moscovitz's
16 building?

17 MR. JUDD: Object to form.

18 MR. POLISHOOK: Objection.

19 MR. JUDD: Objection.

20 Just based on what he observed he can
21 answer.

22 THE WITNESS: If there was, I would
23 have supposed to have seen it. Otherwise
24 this whole accident wouldn't have
25 happened.

1 Q So is it fair to say that based on
2 your observations you didn't see it?

3 A I didn't see it.

4 MR. KULLER: Objection.

5 MR. GALLIN: Mr. Rabinowitz, I will
6 let you be tortured by somebody else.

7 (Recess.)

8 EXAMINATION

9 BY MR. POLISHOOK:

10 Q Good afternoon, Mr. Rabinowitz. I
11 think I introduced myself before off the
12 record, I'm Eric Polishook from Morgan Melhuish
13 Abrutyn. I represent the defendant Sharon
14 Engineering. I have some follow-up questions.

15 In the time since you've been the United
16 States, besides being self employed have you
17 ever been employed by anyone else?

18 A No.

19 Q And do you currently have any
20 professional licenses?

21 A No.

22 Q Have you ever had any professional
23 licenses in the United States?

24 A No.

25 Q So I assume you've never had a

1 professional license in engineering at all?

2 MR. JUDD: Asked and answered.

3 THE WITNESS: No.

4 Q Do you have any professional licenses
5 in Israel?

6 A No.

7 Q Have you ever taken any classes in
8 structural engineering?

9 A I read books, but I never went to
10 formal courses, no.

11 Q Do you know offhand what books you
12 read?

13 A No.

14 Q Were these in English, Hebrew or
15 something else?

16 A Hebrew. It was in Israel.

17 Q Just when I ask these questions or
18 any questions, I don't want you to tell me
19 about conversations you had with your lawyer,
20 they are confidential.

21 A Okay.

22 Q Did you review any documents in
23 preparation for this deposition?

24 A No.

25 Q Did you meet with anyone -- I don't

1 want to know about the conversations --
2 withdrawn.

3 Did you meet or speak with anyone besides
4 your lawyer in preparation for this deposition?

5 A No.

6 Q Did you review any answers to
7 interrogatories on behalf of HSD prior to this
8 deposition?

9 A No.

10 Q Did you speak to Mr. Dushinsky about
11 answers to interrogatories?

12 A No.

13 Q Was anyone from Gold Development on
14 site at the time of the incident?

15 A That day, no.

16 Q After anyone found out about the
17 incident was anyone from Gold Development later
18 that day on site?

19 A Not that day, but they did come.

20 Q I will get to the aftermath after.

21 Was anyone from Gold Development on site
22 during any time of concrete pouring at the
23 project?

24 A No.

25 Q What was Simon Dushinsky's role at

1 the construction project?

2 A The same as mine.

3 Q How often was he there prior to the
4 incident?

5 A Not much.

6 Q Was he ever there when concrete was
7 poured?

8 A I don't know.

9 Q Did he tell you -- withdrawn.
10 Did he ever tell you he witnessed the
11 concrete being poured?

12 A So we make an initial decision
13 together, but in this work -- so, you know,
14 usually we make the decision together. The
15 initial decision is made together. This goes
16 for all of the projects. And usually for the
17 projects -- and in this project I'm more of the
18 person that's on site and he is more of the
19 person that's in the office. You know, so this
20 is the way it works between us.

21 Q Is that the case --

22 A He also goes outside. He also goes
23 outside sometimes, he also is involved in the
24 building. But most of the time I'm on site and
25 he is more of the office person.

1 Q And that's the same on other
2 projects?

3 A Yes.

4 Q Is Mr. Dushinsky an engineer?

5 A He has a license to be a contractor,
6 but he is not an engineer. Nobody is an
7 engineer. If we were engineers we wouldn't be
8 taking Sharon.

9 Q Was Mr. Dushinsky on site at the time
10 of the incident?

11 A He came that day, but he wasn't
12 really participating. He came, we spoke, we
13 made some decision, and he continued on his
14 way.

15 Q Well, I --

16 MR. JUDD: Before or after?

17 MR. POLISHOOK: You can tell him
18 this, I appreciate him providing
19 additional information. If he could just
20 listen to my question, I'm looking for
21 very specific answers, and we're going to
22 try to go in order and make it easier.

23 THE WITNESS: Okay.

24 BY MR. POLISHOOK:

25 Q Do you know if Mr. Dushinsky --

1 withdrawn.

2 Was Mr. Dushinsky on site at the time of
3 the incident, the actual incident?

4 MR. JUDD: I think he said before
5 that he didn't know if Mr. Dushinsky was
6 there when the concrete was poured.

7 MR. POLISHOOK: Well, no, I think
8 that was prior times. I'm asking that
9 actual day.

10 A He arrived a half hour after I
11 arrived, so yes, he was there.

12 Q But not until after the incident?

13 A After.

14 Q Was anyone on site for HSD at the
15 time of the incident besides Yossi Vitrio?

16 A No.

17 Q Did you personally keep a
18 construction log for this project?

19 A The log of the building, could you --

20 Q Did anyone from HSD keep a daily log
21 at the construction project as to who was on
22 site, what was being done, etcetera?

23 A No.

24 Q Does HSD maintain any records that
25 would reflect who was on site for HSD on a

1 particular day?

2 A No.

3 Q Does HSD maintain any records that
4 would -- withdrawn.

5 Does HSD maintain payroll records from May
6 and June 2009?

7 A Yeah, there should be.

8 MR. JUDD: You're talking about for
9 its own employees?

10 MR. POLISHOOK: Yeah, for its own
11 employees.

12 MR. JUDD: Okay.

13 Q Would those records reflect which
14 employees were working at 50 North First
15 Street?

16 A I don't know.

17 MR. POLISHOOK: Well, we'll follow in
18 writing for any records that are relevant.

19 MR. JUDD: Well, you could ask him
20 was anybody other than Yossi there.

21 MR. POLISHOOK: Okay, fair enough.

22 A You know, I never really, you know,
23 write on the payroll or write like, you know,
24 which -- you know, where does the worker get
25 the money. I give them money every week. Like

1 I don't write for which project, they work for
2 me already for a while.

3 Q I'm going to ask you about the post
4 incident in a little while, but prior to the
5 incident were any HSD employees on site except
6 for you, Mr. Vitrio or Mr. Dushinsky?

7 A I think not.

8 Q Did you take any -- you've testified
9 about conversations you had with Orange County
10 with Sharon and others, did you take any
11 handwritten or typed notes of your own
12 regarding any of the conversations?

13 A Nothing.

14 Q Do you know if there were any
15 structural engineers at the project prior to
16 Demerara and Mr. Walters?

17 A What I got from Gold, I got this.
18 What was before I don't know. What happened
19 before, I don't know.

20 Q Are you familiar with a Steve Kaplin?

21 A No, I don't know.

22 Q Are you familiar with a Ms. Shames,
23 and whether that person was an engineer at the
24 project?

25 A No.

1 Q You testified before that there was a
2 bank engineer on site. Do you know who that
3 engineer was?

4 A So the engineer from the bank never
5 showed up, because I was supposed to enter a
6 requisition before the engineer came from the
7 bank. What happened was I came to the site,
8 the site there was no work, it was just stopped
9 working. Then we decided to move forward. I
10 had to go to the bank in order to approve me.
11 And after I was approved, I started working
12 there, I went to put in a requisition and
13 that's when everything stopped.

14 MR. KULLER: Can I just jump in and
15 ask a quick question?

16 MR. POLISHOOK: Sure.

17 MR. KULLER: I know that you said,
18 Mr. Rabinowitz, that you believe that you
19 started at the construction project at
20 some time in 2009; correct?

21 THE WITNESS: Something like that,
22 then I took out the permit in my name.

23 MR. KULLER: And that would be the
24 permit to perform the construction work?

25 THE WITNESS: Yes.

1 MR. KULLER: Do you have an idea as
2 to an estimate as to when that would be,
3 was it January of 2009, February, March,
4 April, any type of estimate that could
5 give us an idea about the first time that
6 HSD started performing construction
7 services?

8 THE WITNESS: Well, you can look at
9 the records of the Building Department,
10 that should state the exact date.

11 MR. JUDD: He is asking if you
12 remember.

13 THE WITNESS: No.

14 BY MR. POLISHOOK:

15 Q Does HSD maintain copies of permits
16 or any filings from the Building Department?

17 A Well, it's on the record. I don't
18 hold it, because I can always look at it and
19 see it on the record.

20 MR. KULLER: All right, then we'll
21 request production of all documents that
22 would identify the first date, first time
23 that HSD commenced working at the
24 construction project at 50 North First
25 Street.

1 (Request for production.)

2 MR. JUDD: Well, he testified that he
3 doesn't know that he has such records.

4 MR. KULLER: If they exist.

5 Do you have any idea in your own mind
6 about the first time that you commenced
7 work at this project, an estimate?

8 THE WITNESS: Yeah, I mean, you know,
9 I already told you guys an estimate.
10 Besides that I really don't remember, you
11 know. Since that building I already built
12 like -- you know, after that I already
13 built other buildings, you know. So, I
14 mean, if it's in record that exists, then
15 it's there.

16 MR. KULLER: I'm sorry, last
17 question.

18 MR. POLISHOOK: That's fine.

19 MR. KULLER: And who would have been
20 the applicant for the permit that you say
21 would identify the date that HSD
22 started -- was HSD the applicant for the
23 permit?

24 THE WITNESS: I think so.

25 MR. KULLER: Thanks.

1 MR. POLISHOOK: No problem.

2 BY MR. POLISHOOK:

3 Q Are you also known by Ben Rabinowitz,
4 does anyone call you Ben Rabinowitz?

5 A No.

6 Q Do you have a relative or is there
7 anyone else named Ben Rabinowitz who performed
8 services at this project?

9 A No.

10 Q Was Demerara the engineer that was --
11 well, let me withdraw that.

12 Did HSD retain Demerara or had a prior
13 contractor, prior entity retained Demerara?

14 A When I got this project he was
15 already on board. It could be that after I got
16 this project and we sat together, it could be
17 that he put my name in also. I don't know.

18 Q Just to give the witness a couple of
19 instructions. Some of the questions may seem
20 obvious, because he was there. I obviously
21 wasn't there, so I just have to ask him
22 questions as to what he knows, even if it
23 sounds like it's a simple or obvious answer.
24 And I do appreciate your time.

25 Did Orange County bid on the concrete

1 work?

2 A I gave it to -- it was between him
3 and another contractor I wasn't sure which one
4 was cheaper, but I decided to give it to him.

5 Q Do you know who the other contractor
6 that bid on this project was?

7 A Nobli. N-O-B-L-I.

8 THE INTERPRETER: L or R?

9 THE WITNESS: I don't know.

10 Q Had HSD ever hired Nobli for a
11 project before this project?

12 A Yes, many projects.

13 Q And I think you said it before, but
14 just to clarify: Had HSD ever used Orange
15 County before this project?

16 A No.

17 Q Has HSD used Orange County anytime
18 since this project?

19 A No.

20 Q Do you know how much Orange County
21 bid for the project?

22 A No.

23 Q Do you know how much --

24 A I don't remember.

25 Q -- Nobli bid for the project?

1 A No.

2 Q Were the bids written or oral, or
3 something else?

4 A Even if it was, I don't have a
5 record.

6 Q So you either never did or no longer
7 maintain any records for the bidding for the
8 concrete work; is that correct?

9 A I usually don't hold records. I will
10 hold contract of, you know, what I am doing and
11 what I am paid. I don't have space for all of
12 that other stuff.

13 Q Did you deal with the contracts of
14 the bidding, was it Mr. Dushinsky, a
15 combination or something else?

16 MR. JUDD: Just object to the form.

17 THE WITNESS: So usually what happens
18 is I settle on a price, and after that
19 Mr. Dushinsky goes over the contract and
20 makes sure that everything is there, and
21 then the secretaries go over the contract
22 as well to see that all of the insurance
23 is there and that they can start work.
24 And then I give final approval to start
25 work. Without my final approval no work

1 gets started.

2 BY MR. POLISHOOK:

3 Q Is that what happened in this case?

4 A Yes.

5 Q And on prior projects with Nobli, had
6 they involved any lawsuits thereafter?

7 A Accidents?

8 Q Yes.

9 A I didn't have any.

10 Q Do you know how much lower Orange
11 County's bid was than Nobli's as we sit here
12 today?

13 A No, I don't know.

14 Q It was definitely lower?

15 A I don't remember.

16 Q As we sit here today do you
17 specifically recall on what days or dates
18 concrete was poured prior to June 2, 2009 at
19 50 North First Street?

20 A No.

21 Q Does HSD have any records that would
22 reflect what dates the concrete was poured?

23 A No.

24 Q Did Orange County bill you for their
25 services?

1 A Yeah, he wanted money for their
2 services.

3 Q Did he submit a written bill either
4 before or after services were performed?

5 A He sent a bill that he wants the
6 money and that he didn't get. And that, ah --
7 and then he put a lien on the property.

8 Q As of today has HSD paid Orange
9 County anything for services at the project?

10 A Directly from HSD I think not.

11 Q Has anyone paid Orange County for
12 services performed in this project that you are
13 aware of?

14 A When the bank sold the building I
15 don't know if he got it from the bank directly
16 or from Gold, I wasn't involved.

17 Q Do you know if there was any disputes
18 about payments to Orange County, like is Orange
19 County seeking any more money it wasn't paid?

20 A I don't know.

21 Q The reason I was asking, I had to ask
22 those questions, but did Orange County ever
23 submit any writings, either bills, invoice or
24 records reflecting the date or dates it poured
25 concrete?

1 A So what happened was is that Orange
2 County put a lien on the property, which was
3 standing in the way of my requisition. So I
4 asked them if it's possible for him to take
5 that lien out. And at that point me and him
6 and Gold signed a document. But as soon as he
7 took the lien off and the bank got involved,
8 the bank gave them the money and so I didn't
9 have --

10 MR. KULLER: Let him correct his
11 answer.

12 A So because the bank at that time did
13 not give a requisition, he took the lien. And
14 when the bank sold the property, that's when he
15 got the money.

16 Q Forgetting about that. Did Orange
17 County ever provide HSD or Gold with any
18 documents stating the date or dates of concrete
19 pouring at the project?

20 A No.

21 Q We just need to have the whole
22 translation, because I need to make sure you
23 understood the question.

24 A Okay.

25 Q Are you aware of any videotapes

1 taken -- withdrawn.

2 Are you aware of any video taken of any of
3 the concrete pouring at the project?

4 A No.

5 Q Have you taken or have you seen any
6 photographs of 50 North First Street before
7 June 2nd, 2009?

8 A I didn't.

9 Q And you haven't seen any photos taken
10 of the property before the incident; right?

11 A No.

12 Q Were you ever present for any
13 communications between Oscar Walters or anyone
14 else from Demerara and Orange County in person?

15 MR. KULLER: Objection.

16 THE WITNESS: No.

17 MR. POLISHOOK: What's the objection?

18 MR. KULLER: He testified previously
19 that he never even met Oscar Walters, so
20 there's no way he could have been present
21 for any meeting between Oscar Walters and
22 Demerara.

23 MR. POLISHOOK: I might have missed
24 that. I didn't ask that question.

25

1 BY MR. POLISHOOK:

2 Q Are you aware of whether prior to the
3 June 2, 2009 incident whether anyone from
4 Demerara spoke to anyone from Orange County
5 about the project?

6 MR. KULLER: Objection.

7 THE WITNESS: I don't know.

8 Q Did you prepare any correspondence
9 while you were on the job, meaning write any
10 emails or fax or letters to anyone on the
11 project?

12 A No.

13 Q On prior jobs when you would work
14 with either Nobli or another concrete
15 contractor, how did those contractors know how
16 to pour concrete?

17 MR. JUDD: Object to the form.

18 If you understand the question you
19 can answer.

20 THE WITNESS: Again, I'm not involved
21 in these things. Like I said before, you
22 know, I don't know the details, I don't
23 know what kind of rebar. If you have a
24 question regarding how this is done, then
25 you should go and ask the engineer. I'm

1 just not getting involved in this.

2 Q Okay, well, just respectfully we are
3 here to ask questions about what you know.

4 What I'm asking is on prior jobs when you
5 worked with Nobli or other concrete
6 contractors, do you leave the means and methods
7 to the concrete contractor, meaning how they
8 would do their the work you left it to them?

9 MR. JUDD: I object to the form.

10 And if you understand that, you can
11 answer.

12 THE WITNESS: The thing that I know
13 for sure that the engineer, which is
14 Sharon or whoever the engineer is, goes to
15 check how the rebar was placed. The way
16 that the concrete is formed, he is not
17 involved in.

18 Q When you say he is not involved in
19 the way the concrete is formed, do you mean the
20 engineer is not involved?

21 A The guy that comes from the engineer.
22 And if he has certain ways that he thinks
23 things should be done, then he tells it by
24 himself to the concrete guy.

25 Q How many jobs before this job had HSD

1 used Sharon's services, approximately?

2 A I don't know, but right now I'm
3 working with them at seven places.

4 MR. JUDD: Can I just clarify
5 something?

6 He said just before the engineer
7 tells the concrete guy how to do the work.
8 Is that what he said?

9 THE WITNESS: He said he sends
10 somebody from the engineer, that somebody
11 comes in.

12 MR. POLISHOOK: His testimony is what
13 his testimony is, but I don't -- I mean,
14 if you want to go back to the record and
15 see what he said. I'm going to ask him
16 specifically for this project, because
17 that was in response to other projects.

18 MR. JUDD: Okay.

19 MR. POLISHOOK: If you want to read
20 back so you know what he said, I don't
21 want to guess.

22 MR. KULLER: I have in my notes
23 engineer instructs concrete guy.

24 MR. POLISHOOK: Well, that's not what
25 he said.

1 MS. HATCH: That's what I have, too.

2 MR. POLISHOOK: Okay. Well, that's
3 not what he said. Well, I mean, it wasn't
4 for this project, so I'm not -- well, let
5 me --

6 THE INTERPRETER: Clarification, the
7 first time was engineer, and then we
8 talked about it the second time he said
9 that there was a guy that was sent by the
10 engineer.

11 MR. KULLER: Representative of the
12 engineer?

13 THE WITNESS: Exactly.

14 MR. POLISHOOK: Okay, let me clarify,
15 because I don't think that's -- okay.

16 You know what, I have some other
17 questions I'm going to get to in this
18 case. I'm going to just mark a couple of
19 things.

20 Just so people know, I'm marking the
21 Sharon contract, I'm marking a two-page
22 fax, and then I'm marking the other Sharon
23 document with the other writing, I'm
24 marking -- I will state for the record,
25 but if you want to take a look -- a letter

1 to the City and the letter to Simon
2 Dushinsky.

3 (Exhibits 2-4 marked for identification.)

4 Q So I have a couple of questions
5 before the documents.

6 Is there any reason why since this
7 incident you have retained Sharon to work on at
8 least seven different projects, but you haven't
9 retained Orange County Superior Concrete again?

10 MR. JUDD: Objection.

11 THE WITNESS: Because I didn't see
12 here that the fault was of Sharon.

13 Q So you blame this on Orange County
14 Superior Concrete, the June 2nd, 2009 incident?

15 A That's what I think.

16 Q Does Simon Dushinsky read and speak
17 English?

18 A Yes.

19 Q And is that why his name is on
20 documents, he signed documents on behalf of the
21 company?

22 A As I stated before, everything that
23 has to do with documents in the office, he is
24 the guy, because he understands and he reads
25 and I don't.

1 Q And is it just he understands the
2 language or he has more technical experience,
3 or both or something else?

4 MR. JUDD: Object to the form.
5 You can answer.

6 THE WITNESS: I don't understand.

7 Q Well, is the reason he deals with
8 things in the office and deals with written
9 documents primarily because he reads English
10 and you don't?

11 A Yeah, that's one of --

12 MR. JUDD: Asked and answered.

13 THE WITNESS: That's one of the
14 reasons, yeah.

15 Q Are there any other reasons?

16 A He is a very good partner.

17 Q Good. I'm going to show you what's
18 been marked as Rabinowitz 2, dated today,
19 8/9/2012. It's a two-page proposal executed by
20 Mr. Dushinsky on June 9, 2009.

21 It was exchanged in Sharon's document
22 production, I'm marking a non-Bates stamped
23 copy. I apologize.

24 Are you able to read any of this document?
25 And I mean the typewritten portions first.

1 A I see there is the name of Sharon
2 Engineering, and I see other there that there
3 is a signature of Dushinsky. And I also see
4 that there is a correction on the price.

5 Q Is that because though you can't read
6 English you can recognize some names and
7 signatures; is that fair to say?

8 A A little bit I read, but I don't --
9 MR. JUDD: Either you understand it
10 or you don't.

11 A No, no.

12 Q Have you ever seen this document or a
13 copy of it before today? I don't want you to
14 guess.

15 A I heard about it.

16 Q Did Mr. Dushinsky speak to you about
17 this document?

18 A I know that I spoke with Sharon about
19 putting them on board. And then when this
20 thing worked out, then we started work.

21 Q Is that Mr. Dushinsky's signature?

22 MR. JUDD: Asked and answered.

23 THE WITNESS: Yes.

24 MR. POLISHOOK: I'm sorry, I know I
25 asked that.

1 Q Is that dated June 9, 2009?

2 A That's what it says.

3 Q The second page, the signature by
4 Mr. Dushinsky, that's dated June 9, 2009;
5 right?

6 A Yes.

7 Q Any dates before April -- withdrawn.
8 As we sit here today, beside the date of
9 the incident can you tell me what date or dates
10 you saw Ronen Sharon at 50 North First Street?

11 A I can't tell you dates.

12 MR. JUDD: Yeah, I believe he had
13 already testified that he didn't know.

14 Q Do you have any records that would
15 refresh your recollection as to any date or
16 dates you physically saw Ronen Sharon at the
17 project prior to June 2nd, 2009, if any?

18 A No.

19 Q Mr. Sharon's letter references
20 structural plans dated August 21st, 2007 by
21 Demerara.

22 Did you ever see these plans that
23 Mr. Sharon is referring to?

24 A Those are the plans that were before.

25 Q Did you see those plans?

1 A I think so.

2 Q And do you have any experience
3 specifically reviewing structural plans?

4 A I don't have a license on it, but
5 when I look at the plan, like.

6 Q Do you know for what purpose you
7 looked at the Demerara plans?

8 A Yeah, I didn't need to look at it. I
9 guess Sharon needed to look at it to tell me to
10 see how the building can be built.

11 MR. GALLIN: Go back and read two
12 answers -- not the last answer, the answer
13 before that.

14 MR. KULLER: Read the question, too,
15 please.

16 (The record was read back.)

17 MR. GALLIN: There's no answer.

18 MR. POLISHOOK: I'll clean that up.

19 BY MR. POLISHOOK:

20 Q You testified a couple of questions
21 ago that you don't have any training, but you
22 have reviewed plans.

23 My question is: Can you review plans if
24 you can't read English?

25 MR. JUDD: Object to form.

1 THE WITNESS: There is like two
2 points to that question.

3 The plan itself, you know, it shows
4 you like how many inches, what kind of
5 steel, how thick the steel is. But the
6 details of actually, you know, the stuff
7 that you need to read, I sit with
8 Mr. Dushinsky and Mr. Dushinsky explains
9 how, you know, what it is.

10 Q Have you had any formal training in
11 reviewing structural plans?

12 MR. JUDD: That was also asked and
13 answered I believe early on.

14 A No.

15 Q Does Mr. Dushinsky have any formal
16 training reviewing structural plans?

17 A No.

18 Q Do you utilize Mr. Dushinsky's
19 assistance in reading any English letters and
20 words that are on the plans for any other
21 purpose or both?

22 A If I need to understand something I
23 ask him and he explains.

24 Q Is that for a language purpose, for a
25 technical purpose, or something else?

1 A What I don't understand I go through
2 it with him.

3 Q What I was trying to say is, or ask,
4 is what does he assist you with -- does he
5 assist you with because he can read English,
6 does he assist you because he has greater
7 technical expertise, both or something else?

8 A You know, there is incidents and
9 there are incidents, and sometimes, you know,
10 there is two opinions, there is two, and we
11 need to like discuss both of what we're
12 thinking together so that we can come to the
13 right decision.

14 MR. KULLER: Can I ask question?

15 MR. POLISHOOK: Just let me just
16 finish that.

17 Q In Mr. Sharon's -- in the document
18 marked as Rabinowitz 2, Mr. Sharon writes or
19 there is writing that there are many mistakes
20 in the drawings, I believe referring to
21 Demerara drawings.

22 Did Mr. Sharon ever point out specifically
23 what mistakes there were in the Demerara
24 drawings?

25 MR. JUDD: To whom?

1 MR. POLISHOOK: To him.

2 A So there was mistakes that Sharon saw
3 immediately, and he told me to fix those things
4 immediately.

5 And then there were other mistakes that
6 the Building Department saw, and he had to also
7 see how to fix those mistakes that were already
8 made for stage two.

9 Q As you sit here today can you tell us
10 what any of those mistakes were by Demerara?

11 A So most of the mistakes of Demerara
12 were on the porches, because usually the
13 porches stick on the outside, through the
14 outside. But in the case of this case, there
15 was -- the beam, as much as it went out it went
16 double inside.

17 MR. POLISHOOK: Off the record.

18 (Discussion off the record.)

19 MR. POLISHOOK: Back on the record.

20 BY MR. POLISHOOK:

21 Q And page 2 of Rabinowitz 2, beside
22 the signatures there is some handwriting
23 underneath the prices, do you know whose
24 handwriting that is?

25 A I think it's from Mr. Dushinsky.

1 Q Are you aware of any other proposals
2 besides this document from Mr. Sharon that are
3 for this project that were signed by either
4 Mr. Dushinsky, yourself or anyone else on
5 behalf of HSD?

6 A The person that was working at that
7 time was the plumber, the carpenter and the
8 concrete guy.

9 Q What I want to know is did Mr. Sharon
10 issue any other proposals to HSD?

11 A For this project?

12 Q For this project.

13 A I think not.

14 Q The last paragraph where it says,
15 "When executed this proposal will be the full
16 and complete agreement between Mr. Simon
17 Dushinsky and Sharon Engineering PC for work in
18 connection with the project, and supercedes all
19 prior negotiations, representations or
20 agreements either oral or written," do you
21 believe this is the only contract between
22 Sharon and HSD or Mr. Dushinsky or yourself in
23 this matter?

24 MR. KULLER: Objection.

25 THE WITNESS: You know, I don't know

1 about anything else.

2 Q Are you aware of any other contracts
3 for this project between Mr. Sharon and any
4 other party -- withdrawn.

5 Are you aware of any other contracts for
6 this project between Sharon Engineering and any
7 other company or entity for the project?

8 MS. HATCH: Can you specify written
9 contracts for that?

10 MR. POLISHOOK: I'm asking any
11 contracts.

12 A No.

13 Q Did you ever write to Mr. Sharon
14 regarding this project?

15 A No.

16 Q Was anyone else from Sharon
17 Engineering besides Ronen Sharon ever on the
18 project when you were there, that you observed?

19 A I met with Sharon here three times.

20 Q When you say "here" what's here?

21 A On this project. Like even today,
22 I'm just on phone with him, you know. I never
23 do anything in writing. Nothing in writing.

24 Q What I'm asking about is did you ever
25 see anyone else from Sharon Engineering besides

1 Ronen Sharon at the job site?

2 A Not me.

3 Q Did you speak to anyone else from
4 Sharon Engineering besides Ronen Sharon about
5 the project?

6 A No.

7 MR. POLISHOOK: That's where I'm done
8 before my next line of questioning. I
9 know Brett wanted to follow up on
10 something.

11 MR. KULLER: I just wanted to follow
12 up on the drawings.

13 BY MR. KULLER:

14 Q Am I correct, Mr. Rabinowitz, that
15 when you look at a drawing for a construction
16 project that you can generally understand
17 what's contained in the drawing?

18 MR. POLISHOOK: I'm going to object
19 to form.

20 MR. JUDD: I'm going to object to
21 form, also.

22 THE WITNESS: I would like to state
23 again what I said before. I can
24 understand when it explains that -- when
25 there is a drawing of the thickness of the

1 concrete, I can understand when there's
2 numbers for the rebar. But if there is
3 something that's written in the details
4 written in English, no.

5 BY MR. POLISHOOK:

6 Q Okay, one more question. If I asked
7 it before, I do apologize, but do you have any
8 experience preparing structural drawings?

9 A What do you mean to prepare?

10 Q To actually physically draft the
11 drawings and specifications.

12 A No, but I can explain to Sharon if I
13 have a problem, and he understand what my
14 problem is.

15 MR. POLISHOOK: Move to strike the
16 portion that's nonresponsive.

17 Let's just go off the record for two
18 seconds.

19 MR. KULLER: I have like one or two
20 follow ups.

21 BY MR. KULLER:

22 Q And then if you don't understand
23 what's contained in a drawing and you need to
24 understand, then you either seek the help of
25 Dushinsky or an engineer for the project; is

1 that correct?

2 MR. POLISHOOK: Objection to form.

3 THE WITNESS: You know, if there is a
4 question like, for example, about the
5 steel itself, I go to Sharon. But if
6 there is just a question about the English
7 that's written down, then I go to
8 Mr. Dushinsky.

9 BY MR. KULLER:

10 Q Okay, so if it's something technical
11 you go to the design professional, if it's just
12 simply reading English then you go to
13 Dushinsky; correct?

14 MR. POLISHOOK: Object to form.

15 THE WITNESS: Correct.

16 MR. KULLER: Thank you very much.

17 MR. POLISHOOK: Go off the record for
18 a second.

19 (Discussion off the record.)

20 MR. KULLER: Put it on the record.

21 MR. GALLIN: Put it on the record, go
22 ahead. It's 4:10, I've got to get my car
23 out of the lot in Newark, there's traffic,
24 I've got a dog that's been sitting home
25 and I'm not going to continue so the dog

1 starts pissing on the floor, end of story.

2 MR. KULLER: And my position is
3 that -- we haven't even started our
4 questioning, it's our position, obviously,
5 that the deposition remains open and that,
6 you know, a mutually convenient time and
7 place should be set to finish the
8 deposition.

9 MR. POLISHOOK: My position is that
10 we're willing to proceed, but we're going
11 consent to Mr. Gallin's request.

12 And also what I was going to put on
13 the record was we'll follow-up with
14 everything in writing, but Mr. Rabinowitz
15 did testify as to certain plans or
16 specifications. I don't believe they have
17 been provided as to what he's talking
18 about.

19 So I think the most realistic helpful
20 way so we don't have to bring him up a
21 second time and equitable to all
22 parties --

23 MR. GALLIN: You mean bring him back
24 a third time.

25 MR. POLISHOOK: -- a third time,

1 would be us being able to see what he's
2 referring to before we question him. And
3 I think that would be the most helpful.

4 I will consent to Mr. Gallin's
5 request.

6 MR. GALLIN: And in particular, the
7 particular testimony today was that
8 Mr. Rabinowitz saw plans which indicated
9 that you can pour the walls with concrete.

10 The only plans I have ever seen for
11 this building were for a concrete block
12 wall. And if he's got plans --

13 You got to remember, this law firm
14 not only represents Mr. Rabinowitz and
15 HSB, they've also put in an appearance for
16 Gold. There have got to be other plans.
17 We have been looking for them, there
18 should be a job file. None of this stuff
19 has ever been produced. If he's got plans
20 which show that a concrete wall was
21 approved by the Building Department before
22 this was done, put them on the table
23 before he comes back.

24 MR. POLISHOOK: By the way, he -- off
25 the record.

1 (Discussion off the record.)

2 MR. JUDD: I just want to say that I
3 produced Mr. Rabinowitz today for the
4 entire day, and I'm ready to stay here as
5 long as it takes to complete his
6 deposition, and I object to bringing him
7 back on a subsequent day.

8 MR. KULLER: Okay, then I also have
9 to say that I also would sit here as long
10 as necessary to continue the deposition,
11 but since counsel for plaintiff has
12 indicated that he has to leave, you know,
13 it is 4:15.

14 And I will also say that I'm not sure
15 exactly what time we started, but I don't
16 believe we started until around
17 11 o'clock, but --

18 MR. POLISHOOK: I got here at 9:45
19 for a 10:00, and I'm not saying it's
20 anyone's fault, but it didn't start until
21 about 11:00 eleven because the witness
22 wasn't available.

23 MS. HATCH: I don't think anybody has
24 asked either the court reporter or the
25 interpreter whether they can stay here

1 until 9:00 at night, and I think it's
2 going to take us until then to finish this
3 deposition, so I mean, I would think that
4 what they have to say is extremely
5 important.

6 MR. KULLER: I would also would just
7 like to get on the record are you going to
8 voluntarily produce Mr. Rabinowitz to
9 finish the deposition? Because if not,
10 we'll make the --

11 MR. JUDD: We're going to object to
12 it.

13 MR. KULLER: Okay, well, then we'll
14 all have to make a joint application to
15 the court to finish the deposition.

16 MR. GALLIN: I assume you have
17 several hours worth of questioning.

18 MR. KULLER: Several hours worth of
19 questioning.

20 MR. GALLIN: We're not finishing this
21 deposition before 7:00 or 8:00 at night.

22 MS. HATCH: Off the record.

23 (Discussion off the record.)

24 MR. POLISHOOK: I just want to put on
25 record that Mr. Gallin has just left, so

1 I'm not comfortable proceeding without
2 Mr. Gallin here.

3 MR. KULLER: I agree it's not
4 appropriate to proceed without all
5 attorneys present. So our position is the
6 deposition is open and hopefully we can
7 find a mutually convenient time and place
8 to finish it.

9 (The deposition was concluded at 4:19 p.m.)
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I, _____,
do hereby certify that I have read the
foregoing transcript of my testimony taken on
_____, 2012, and have signed it subject
to the following changes:

Sworn and subscribed to before me on this
_____ day of _____, 2012.

C E R T I F I C A T E

I, PATRICIA A. SANDS, a Shorthand Reporter and Notary Public of the States of New York and New Jersey, do hereby certify that prior to the commencement of the examination the witness was sworn by me to testify the truth, the whole truth and nothing but the truth.

I do further certify that the foregoing is a true and accurate transcript of the testimony as taken stenographically by and before me at the time, place, and on the date hereinbefore set forth.

I do further certify that I am neither of counsel nor attorney for any party in this action, and that I am not interested in the event nor outcome of this litigation.

New York Certificate No.: 01SA4974309

New Jersey Certificate No.: 2109345

&	2012 1:23 136:5,22	6	adam 63:2
& 1:10,20 2:3,7 3:3	2109345 137:24	6 4:5	add 82:19
0	212 2:5,9 3:6	646 2:18	added 86:10
01sa4974309 137:23	21st 121:20	651 2:11	additional 100:19
07039-1673 2:12	22 4:18	7	address 7:23
1	237 2:15	73 4:18	adjacent 55:25
1 4:12 34:10	25 8:10	7:00 134:21	adjoining 55:25
100 10:19	2:00 93:25	8	advice 44:10,15
10001 2:8,16	2nd 113:7 118:14	8/9/2012 119:19	advisement 22:15
10018 3:4	121:17	80 90:19,19	73:17
10123 2:4	3	800 3:3	affirmed 6:3,3
106 4:18	3 4:14	875 2:7	aftermath 98:20
1065 1:20 3:3	34 4:12	8:00 134:21	afternoon 96:10
10:00 133:19	3427 1:2	9	ago 7:9 122:21
11 1:2 6:2 133:17	35th 2:15	9 1:23 119:20 121:1	agree 31:3 48:9 80:3
118 4:13,14,15	4	121:4	135:3
11:00 133:21	4 4:15 89:6 90:11	947-1999 2:5	agreed 5:4,9,13
11:04 1:23	450 2:3	96 4:6	agreement 25:13
140 92:2	46 4:18	973 2:13	126:16
1400 2:3	473-7592 2:18	994-2500 2:13	agreements 126:20
15 23:9	48 26:1 30:16,19	9:00 134:1	ah 111:6
150 92:2	31:5,19 35:8,13	a	ahead 11:23 14:18
18 7:2 9:14,18	55:17 56:15 67:19	able 78:16 119:24	45:20 47:13 54:9
1961 7:2	69:17 79:16	132:1	130:22
1980s 22:3	488-1598 3:6	abrams 2:15	air 65:24 66:17 87:3
1990s 22:3	4:10 130:22	abrutyn 2:11 96:13	allegation 86:9
1:02 67:4	4:15 133:13	accident 46:24 47:2	american 7:7
1:54 67:4	4:19 135:9	47:17 49:18,22	americas 1:21 2:7
2	4th 2:15	54:21 55:3,8,10,11	3:3
2 4:13 110:18 114:3	5	60:3 62:21 75:4	amount 38:25 69:22
119:18 124:18	50 24:24 25:9,12	76:16 80:15 85:23	69:24
125:21,21	26:3 28:11 30:14,23	89:16,19 93:15,19	answer 6:24 12:6,11
2-4 118:3	30:25 31:4,18 32:10	95:24	12:12,25 13:1 14:18
20 7:11 23:9	33:3 67:19 69:16	accidents 110:7	17:2 21:22 24:4,9
20,000 90:18	79:12 82:5 94:24	accurate 137:11	27:7,12 28:16 30:10
200 2:11	102:14 105:24	acknowledgment	30:12 31:8 33:24
2000s 22:3	110:19 113:6	136:1	34:14 36:13,14,15
2007 121:20	121:10	action 30:6 137:18	39:25 42:25 44:24
2009 25:19,24 70:25	52 4:18	activities 31:18	45:18 47:15,16
102:6 104:20 105:3	564-6633 2:9	actual 64:3 70:9	49:11 50:12,19,23
110:18 113:7 114:3		101:3,9	57:14,15 66:15
118:14 119:20		actuality 80:1	72:18,19 74:13 86:7
121:1,4,17			95:3,4,21 107:23
			112:11 114:19
			115:11 119:5

122:12,12,17 answered 22:22 32:7 72:1 97:2 119:12 120:22 123:13 answering 6:17 27:10 50:20 answers 85:25 86:2 86:5 98:6,11 100:21 122:12 anybody 39:18 76:15 102:20 133:23 anyone's 133:20 anytime 108:17 apartment 89:1 apologize 119:23 129:7 appearance 132:15 appears 57:23 applicant 106:20,22 application 134:14 appreciate 100:18 107:24 appropriate 135:4 approval 41:10 49:6 49:17 109:24,25 approve 104:10 approved 42:5 46:21 47:3 49:15 104:11 132:21 approximately 116:1 april 105:4 121:7 arabs 23:16 architect 41:15 42:1 42:23 43:2 47:24 48:11,19,24 architect's 49:25 area 88:9 areas 76:2 argue 45:13 arrange 38:18 arranging 32:24	arrived 93:24 101:10,11 asked 9:19 19:19 27:14,16 32:7 42:25 45:10 47:8 54:8 68:1 77:21 90:6 93:2 97:2 112:4 119:12 120:22,25 123:12 129:6 133:24 asking 12:3 27:12 29:20,20 30:6 33:12 39:13,15 41:18 55:9 76:8 77:5 78:6 84:14,23,24 101:8 105:11 111:21 115:4 127:10,24 assist 124:4,5,6 assistance 123:19 associated 40:5 assume 55:20 57:24 96:25 134:16 attorney 137:17 attorney's 62:15 attorneys 5:5 135:5 august 1:23 121:20 available 133:22 avenue 1:20 2:3,7 2:11 3:3 aware 85:21 111:13 112:25 113:2 114:2 126:1 127:2,5 b b 4:8 6:1 108:7 back 7:12 12:5,11 12:12,24,25 21:22 26:11,12,14 33:23 33:24 36:12,15 38:3 38:4 39:22,23 47:7 47:11 50:14 57:13 57:15 72:17,19 75:8 76:24,25 79:17 87:24,25 92:3,7,14 92:15 95:2,4 116:14	116:20 122:11,16 125:19 131:23 132:23 133:7 bad 28:12 bank 32:21 39:6,7 92:5,13,16,22 104:2 104:4,7,10 111:14 111:15 112:7,8,12 112:14 based 32:3 47:2 95:13,20 96:1 basement 18:19,21 90:21 basically 15:9 26:14 90:12 basis 50:5 61:12 87:6 92:12 bates 119:22 beam 125:15 beams 90:19,19,20 90:25 94:4 bed 89:2 beginning 62:25 85:10,12 behalf 98:7 118:20 126:5 believe 32:17 72:20 104:18 121:12 123:13 124:20 126:21 131:16 133:16 bella 3:12 belonged 57:19 58:5 ben 107:3,4,7 bergson 2:15 best 69:5 71:16 72:14 bid 75:15,24 107:25 108:6,21,25 110:11 bidding 109:7,14 bids 109:2 big 10:22 65:8 89:3 bill 110:24 111:3,5 bills 111:23	birth 7:1 bissle 6:15 bit 54:10 120:8 blame 118:13 block 11:20 12:9 13:3,8 15:2,6,11 17:23 18:22 67:22 68:24,24 132:11 blocks 12:1,14,18 18:24 45:2,4 69:10 69:11 71:7 board 107:15 120:19 books 97:9,11 boom 87:20 born 7:3 break 67:2 brett 2:16 128:9 brick 18:16 70:14 bricks 70:13 bring 90:4 131:20 131:23 bringing 133:6 brings 65:11,13,24 broke 31:5 broken 30:9 brooklyn 16:19,22 20:22,25 21:2 build 11:14 15:14 20:9 23:2,3,7 59:15 68:22 69:19 70:1 84:15 94:4 building 10:17 11:5 11:9,9,17 12:7,14 12:15,18,18 13:2 14:25 16:7,19,21 17:1,4,5,21,22 18:7 18:10,14 21:1 22:23 22:25 23:14 24:20 24:20,24 25:9,11,18 25:20,21,25 26:3,3 26:6,9,11,12,13,13 26:15,16,17,21,23 26:23,25 27:1,3,19 28:3,4,5,13,25
--	--	--	---

29:14,14,16 36:9,10 36:17,19 37:5 40:14 40:16 41:2,6,9,11 41:24 42:1,12 45:24 46:21 49:5,17 59:19 60:19 62:1,12 66:24 68:20 69:20,21,23 70:1,5,10,16,19 71:12 72:11 79:9 88:22 89:5,14,20 90:5,9,14,22 91:1,2 92:4,6,17,20 94:5 94:21,24,25 95:6,7 95:16 99:24 101:19 105:9,16 106:11 111:14 122:10 125:6 132:11,21 buildings 10:18 11:25 12:3,13 18:13 23:5,7,14 26:12,20 37:23 40:14 84:20 106:13 built 13:7 17:16 22:22 26:14 36:17 37:23 70:2 82:13,16 82:23,23 106:11,13 122:10 business 9:9,11,18	cell 88:19 cement 11:15,17,20 12:1,14,19 13:3,5,7 13:7 16:13 17:23 18:2,19,21,22,23,25 19:23 28:2,3,9 67:22 71:6 certain 14:11 55:7 69:22,24 115:22 131:15 certificate 137:23 137:24 certify 136:3 137:5 137:10,16 change 17:3 91:7 136:7 changes 136:6 changing 37:5 cheaper 108:4 check 23:22 39:6,7,8 39:14,15,18 57:9 115:15 checked 57:11 checking 40:3 checks 39:5 cinderblocks 69:9 citizenship 7:5,6,8,9 city 118:1 claim 24:17,18 90:4 90:10 91:12,14,14 clarification 117:6 clarify 52:23 108:14 116:4 117:14 classes 97:7 clean 122:18 cleanliness 80:24 clear 22:21 40:19 95:13 closed 52:1 collapse 85:9 90:23 collapsed 28:9 85:9 85:13,13,18 88:25 89:2 college 8:16	colleges 8:19 combination 11:21 109:15 come 20:10,14 39:14 56:23 82:22 88:20 89:22 98:19 124:12 comes 39:6 82:25 87:17,21 115:21 116:11 132:23 comfortable 135:1 coming 23:22 62:10 87:4 commenced 105:23 106:6 commencement 137:6 commencing 1:23 communicated 45:12 communications 113:13 community 75:4 companies 9:13 33:2 34:2 37:24 53:7 54:18 company 1:3 8:22 8:23 10:13 21:12 28:2 34:5 37:15 38:6 39:18 42:16 54:22 55:12 91:15 118:21 127:7 company's 35:25 36:5 86:2 complete 126:16 133:5 compound 29:24 concerned 61:11 concerning 44:16 51:4 concluded 135:9 concrete 1:7,8 2:17 11:19 13:8,9,10,11 13:19,21 14:1,4,9 14:12 15:8,10 16:8 16:16,18 17:18,20	19:7,22,24 20:3,12 20:14 23:18,24 26:14,15 28:7 29:14 30:15,19,22 31:3 35:12 36:25 40:15 42:4 43:9,16,24 44:2,6,12,16,20,22 45:4,5,6,23 46:2,10 47:17,25 48:1,4,4 48:12,18,18 51:2,4 51:7,9,16,18,22,24 52:3,6,9,12,17,19 53:16,18,21,25 54:12,23,23 55:13 55:17 56:13 57:1,10 57:17,24 58:8,14,15 58:18,21 59:12,16 59:17,22,22 61:6,12 61:21,23,25 62:10 63:23,24 64:1,5,7 64:12,15,18 65:4,5 65:8,9,11,12,20,22 66:18 67:8,8,22 68:8,11,15,17 69:2 69:3,4,7,8,15 71:3,6 71:8,11,20 72:22 73:2,5,20,24,25 74:10,19 76:2,6,15 76:19 77:5,8,19,22 78:12,19,22 79:2,13 81:18 82:10 83:4,16 84:12,16,18 85:17 85:22 86:10,13,24 87:15 88:5,25 98:22 99:6,11 101:6 107:25 109:8 110:18,22 111:25 112:18 113:3 114:14,16 115:5,7 115:16,19,24 116:7 116:23 118:9,14 126:8 129:1 132:9 132:11,20 confidential 97:20
---	---	--	--

confirm 34:12,17 confirmation 53:13 confused 77:25 connect 83:1 connected 9:1 83:3 connection 24:23 35:25 36:5 44:11 63:19 126:18 consent 131:11 132:4 construct 12:1 construction 1:10 7:14 9:10,16,17 10:10,25 21:10 29:13 30:13 31:18 36:6 56:14 99:1 101:18,21 104:19 104:24 105:6,24 128:15 contained 128:17 129:23 continue 130:25 133:10 continued 3:1 87:4 100:13 contract 4:12,13 28:1 33:25 34:3,5 34:21 35:7,15 52:1 52:2,5,9,12,25 53:1 53:2,3,10,11,14,17 54:4 56:16 74:3,5,6 74:9 75:12 109:10 109:19,21 117:21 126:21 contractor 32:10 33:6,10,15 35:24 37:13 38:15 40:11 100:5 107:13 108:3 108:5 114:15 115:7 contractors 53:11 114:15 115:6 contracts 36:7 38:20 74:2 109:13 127:2,5 127:9,11	control 27:10 convenient 131:6 135:7 conversation 65:1 conversations 76:6 91:4,5,17 93:22 97:19 98:1 103:9,12 cook 48:13 cookie 16:11 17:15 copies 105:15 copy 119:23 120:13 corner 20:13 corp 1:7 corporate 22:9 corporation 9:23 21:14,17 corporations 21:8 21:15 33:14 correct 11:17 14:2,9 29:8 32:1,4,25 39:3 41:3,6 42:5 45:8 47:18 54:25 58:20 60:11 61:23 64:13 64:16,19 79:14 88:18 104:20 109:8 112:10 128:14 130:1,13,15 correction 120:4 correspondence 114:8 counsel 4:22 133:11 137:17 county 1:8 2:17 3:11 17:8 21:20 51:22 52:19,21 53:4,18 54:23 56:13,21 60:3 61:11 62:22 63:22 64:4 71:3,7 73:25 74:2,10,19,22 75:9 75:11 76:6,15,18 77:1,19,22 79:6 80:12 85:22 103:9 107:25 108:15,17 108:20 110:24 111:9,11,18,19,22	112:2,17 113:14 114:4 118:9,13 county's 110:11 couple 107:18 117:18 118:4 122:20 course 61:17 courses 97:10 court 1:1 133:24 134:15 cova 1:7 2:9 51:24 52:2,5,9,12,17,25 53:1,2,15 54:12 55:12 cova's 53:3 creating 84:11 currently 96:19 cv 1:2	days 55:16 56:5,10 56:12 110:17 deal 35:11 36:10 53:8 54:15,17 72:10 109:13 dealing 16:18 deals 119:7,8 decade 22:1 decide 73:1 decided 71:23 91:7 91:9 104:9 108:4 decision 67:21 68:2 68:4,10,10,14 71:5 71:10,20 72:4,11 73:4,8,8,19,24 80:9 91:10,12 99:12,14 99:15 100:13 124:13 decking 59:20 defendant 2:9,13,17 15:20 96:13 defendants 1:12 3:5 30:5 definitely 110:14 deliver 86:10 delivered 58:8 delivering 57:17 demand 22:6 46:13 demerara 1:11 42:8 42:11,15,20 103:16 107:10,12,13 113:14,22 114:4 121:21 122:7 124:21,23 125:10 125:11 department 36:9 37:6 40:16 41:3,11 42:2,13 46:22 49:6 49:17 88:11 90:5,22 105:9,16 125:6 132:21 deponent 136:1 deposed 6:9 deposition 1:6 21:19 73:13 97:23 98:4,8
--	--	---	--

131:5,8 133:6,10 134:3,9,15,21 135:6 135:9 deposits 92:11 describe 82:8 description 4:9 design 130:11 detail 48:12,13,19 details 48:24,25 51:2,3 71:15 78:7,8 114:22 123:6 129:3 developer 23:4 25:15 32:12,13,18 development 1:10 9:5 10:7 98:13,17 98:21 difference 10:20 60:19 different 12:21 21:8 49:24 50:24 51:1 55:16 56:5,10 59:5 59:19 86:21 118:8 differently 86:17 directing 61:21 65:2 directly 63:17 86:13 87:3 111:10,15 discovery 22:14 discuss 67:14 94:8 124:11 discussing 29:22 discussion 15:17 17:14 18:6 43:14,22 58:24 64:24 71:24 76:3 82:1 93:10 125:18 130:19 133:1 134:23 disputes 111:17 district 1:1,1 dividers 13:2 docket 1:2 document 112:6 117:23 119:21,24 120:12,17 124:17 126:2	documents 97:22 105:21 112:18 118:5,20,20,23 119:9 dog 130:24,25 doing 17:4 23:20 28:11 39:16,17,19 45:23 47:1 56:21,24 60:24 62:23 63:1 64:8 86:8 109:10 door 29:16 45:7,24 46:6 89:15 double 125:16 draft 129:10 drawing 128:15,17 128:25 129:23 drawings 124:20,21 124:24 128:12 129:8,11 dries 13:24 17:20 dry 13:19 14:1 15:12 dual 7:6 dushinsky 1:9 3:5 9:2,3 10:5 21:4,7,13 98:10 100:4,9,25 101:2,5 103:6 109:14,19 118:2,16 119:20 120:3,16 121:4 123:8,8,15 125:25 126:4,17,22 129:25 130:8,13 dushinsky's 98:25 120:21 123:18	eastern 1:1 education 8:3,4,11 8:12 eight 59:17 82:25 eighty 36:21 either 11:14 41:15 66:13 68:22,24 109:6 111:3,23 114:14 120:9 126:3 126:20 129:24 133:24 elevator 74:4 elevators 28:4 56:17 76:3 eleven 7:24 133:21 emails 114:10 employed 8:21 9:6,8 81:21 82:2 96:16,17 employees 102:9,11 102:14 103:5 ended 31:4,19 35:13 engineer 23:22 39:5 40:4,10,10,21 41:16 41:25 42:3,5,11 44:4,6 71:14 100:4 100:6,7 103:23 104:2,3,4,6 107:10 114:25 115:13,14 115:20,21 116:6,10 116:23 117:7,10,12 129:25 engineering 1:8,11 2:13 42:9,9 96:14 97:1,8 120:2 126:17 127:6,17,25 128:4 engineers 40:13 100:7 103:15 english 6:11,15,21 8:18 34:11,15,17,19 35:5,22 50:3,3,18 78:17 97:14 118:17 119:9 120:6 122:24 123:19 124:5 129:4 130:6,12	enter 31:9 104:5 entered 21:19 entire 15:8 69:21 133:4 entities 33:9 35:16 entity 33:12 34:8 107:13 127:7 equitable 131:21 eric 2:12 46:14 49:10 96:12 esq 2:8,12,16 3:4 estimate 105:2,4 106:7,9 etcetera 101:22 evaluate 90:7 event 137:19 everest 1:3 everybody 36:8 48:15 88:10 exact 20:17 88:15 105:10 exactly 27:15 70:23 71:1 94:15 117:13 133:15 examination 4:3 5:6 5:11 6:6 96:8 137:6 examined 6:4 example 130:4 exchanged 119:21 excuse 11:22 43:12 execute 69:6 executed 119:19 126:15 exhibit 34:10 exhibits 4:22 118:3 exist 26:6 106:4 existing 50:25 exists 106:14 expected 75:23 experience 16:18 119:2 122:2 129:8 expert 30:8 expertise 78:16 124:7
--	---	---	---

explain 14:24,25 17:15 59:10 65:18 65:20 129:12 explained 36:18 65:10 72:8,9 explains 123:8,23 128:24 express 45:22 extent 30:2,4 exterior 70:9 extremely 134:4	filling 16:13 final 72:4 109:24,25 financing 32:20,25 37:25 find 6:14 56:3 80:13 80:16,19 135:7 fine 15:22,23 19:15 20:20 50:22 61:15 106:18 finish 17:25 26:17 26:19 28:2,4 36:7 124:16 131:7 134:2 134:9,15 135:8 finished 35:11 90:18 finishing 134:20 fire 88:10 89:24 firm 132:13 first 16:25 17:4 18:23 24:21,24 25:9 25:12 26:1,4,22 28:12 30:14,16,19 30:23,25 31:4,5,18 31:20 32:11 33:3 35:8,13 36:16 41:1 51:13,15 56:7,9 57:2,4 59:7,8 60:6,7 60:16 66:2,4 69:25 70:24 83:22 84:8 85:14 86:22,24 87:11 90:24 102:14 105:5,22,22,24 106:6 110:19 113:6 117:7 119:25 121:10 five 7:9 36:21 84:6,7 fix 68:21 125:3,7 floor 2:15 28:8,10 30:16 51:14 56:8,8 56:8,9,9,10 57:2,3,3 57:5,5,6 58:10 59:4 59:5,7,8,9,25 60:5,6 60:7,24 61:3 63:16 63:17,19 64:19 65:25 66:2,3,4,6,10 66:11,19,22 74:4	83:12,23 85:4,17 86:22,22,25,25 87:2 87:11 90:24,24,25 91:1 94:19 131:1 floors 10:23 59:1,18 60:2,2 83:15 focus 42:3 follow 22:6,6 96:14 102:17 128:9,11 129:20 131:13 following 136:6 follows 6:4 food 48:14 foot 83:14,14 84:5 84:12 foreclose 92:16 foregoing 136:4 137:10 forenoon 1:25 forget 41:19 forgetting 112:16 form 5:15 13:16,17 14:6,7,11,13,15 19:1,3,11,23 20:1,7 20:18 23:25 24:2,22 27:6,11 28:15 29:4 29:18 30:10 31:7,21 31:25 32:5 33:7,16 36:1 37:11 38:8 39:12,24 40:6 41:7 41:12 42:6,18 43:10 43:17 44:8,13,23 45:9,25 46:3 47:4 47:22 48:6 49:3,7 49:19 50:1 51:5 53:5 55:19 57:23 58:15,17,22 67:23 68:12 71:13,21,25 72:7,15,23 73:6,21 74:11,20 76:21 77:4 78:3,14,23 79:13,17 80:11 92:24 93:12 94:14,21,23 95:5,10 95:14,17 109:16 114:17 115:9 119:4	122:25 128:19,21 130:2,14 formal 8:12,18 97:10 123:10,15 formed 9:24,25 21:23 57:10,11 85:3 115:16,19 forms 19:7 20:2,8,9 20:10,14 48:20 78:12,20,22 79:3,5 79:8,25 80:1,9,13 80:18 81:24 82:5,6 82:9,9,15,16,17,18 82:22 83:6 forth 7:12 137:14 forward 104:9 found 87:8,13 98:16 foundation 48:7 50:4,11 78:15 four 10:23 20:23 59:23,25 83:14 85:19 fours 82:13 fourteen 21:3 frame 70:6,7 fran 54:7 frances 2:8 fredric 2:4 frequently 6:14 frigging 63:8 fritz 1:4 frivolous 63:8 front 26:13,16,21 69:25 70:4,15,18 full 69:11 126:15 further 5:9,13 73:13 137:10,16 future 19:17
f 137:1 fact 95:14 factors 68:9 facts 79:22 fair 16:17 45:15 96:1 102:21 120:7 falcowitz 3:11 21:19 93:4 falcowitz's 91:18 93:3 familiar 12:22 86:4 103:20,22 family 10:8,19,21 12:7 far 25:6 44:25 57:23 61:10 fast 89:23 father 93:6 fault 93:19 118:12 133:20 favours 91:9 fax 114:10 117:22 february 105:3 feet 18:23 84:6,7 85:14,16,19 felt 75:3 93:15,18 fifteen 21:3 file 132:18 filing 5:10 filings 105:16 fill 69:11 70:7	filling 16:13 final 72:4 109:24,25 financing 32:20,25 37:25 find 6:14 56:3 80:13 80:16,19 135:7 fine 15:22,23 19:15 20:20 50:22 61:15 106:18 finish 17:25 26:17 26:19 28:2,4 36:7 124:16 131:7 134:2 134:9,15 135:8 finished 35:11 90:18 finishing 134:20 fire 88:10 89:24 firm 132:13 first 16:25 17:4 18:23 24:21,24 25:9 25:12 26:1,4,22 28:12 30:14,16,19 30:23,25 31:4,5,18 31:20 32:11 33:3 35:8,13 36:16 41:1 51:13,15 56:7,9 57:2,4 59:7,8 60:6,7 60:16 66:2,4 69:25 70:24 83:22 84:8 85:14 86:22,24 87:11 90:24 102:14 105:5,22,22,24 106:6 110:19 113:6 117:7 119:25 121:10 five 7:9 36:21 84:6,7 fix 68:21 125:3,7 floor 2:15 28:8,10 30:16 51:14 56:8,8 56:8,9,9,10 57:2,3,3 57:5,5,6 58:10 59:4 59:5,7,8,9,25 60:5,6 60:7,24 61:3 63:16 63:17,19 64:19 65:25 66:2,3,4,6,10 66:11,19,22 74:4	83:12,23 85:4,17 86:22,22,25,25 87:2 87:11 90:24,24,25 91:1 94:19 131:1 floors 10:23 59:1,18 60:2,2 83:15 focus 42:3 follow 22:6,6 96:14 102:17 128:9,11 129:20 131:13 following 136:6 follows 6:4 food 48:14 foot 83:14,14 84:5 84:12 foreclose 92:16 foregoing 136:4 137:10 forenoon 1:25 forget 41:19 forgetting 112:16 form 5:15 13:16,17 14:6,7,11,13,15 19:1,3,11,23 20:1,7 20:18 23:25 24:2,22 27:6,11 28:15 29:4 29:18 30:10 31:7,21 31:25 32:5 33:7,16 36:1 37:11 38:8 39:12,24 40:6 41:7 41:12 42:6,18 43:10 43:17 44:8,13,23 45:9,25 46:3 47:4 47:22 48:6 49:3,7 49:19 50:1 51:5 53:5 55:19 57:23 58:15,17,22 67:23 68:12 71:13,21,25 72:7,15,23 73:6,21 74:11,20 76:21 77:4 78:3,14,23 79:13,17 80:11 92:24 93:12 94:14,21,23 95:5,10 95:14,17 109:16 114:17 115:9 119:4	122:25 128:19,21 130:2,14 formal 8:12,18 97:10 123:10,15 formed 9:24,25 21:23 57:10,11 85:3 115:16,19 forms 19:7 20:2,8,9 20:10,14 48:20 78:12,20,22 79:3,5 79:8,25 80:1,9,13 80:18 81:24 82:5,6 82:9,9,15,16,17,18 82:22 83:6 forth 7:12 137:14 forward 104:9 found 87:8,13 98:16 foundation 48:7 50:4,11 78:15 four 10:23 20:23 59:23,25 83:14 85:19 fours 82:13 fourteen 21:3 frame 70:6,7 fran 54:7 frances 2:8 fredric 2:4 frequently 6:14 frigging 63:8 fritz 1:4 frivolous 63:8 front 26:13,16,21 69:25 70:4,15,18 full 69:11 126:15 further 5:9,13 73:13 137:10,16 future 19:17
			g gallin 2:4 4:5 6:7 9:20 12:7 13:14 14:18,22 15:23 19:9 20:20 24:4 27:7,15 27:25 28:16 29:22

30:1 34:15 39:22 40:18,20 45:13,18 47:8,13 49:10 50:7 50:22 54:5 55:22 56:1,3 58:2,7,21 61:7,15 62:6,19 63:4,7,13 64:23 66:13 67:2,5,25 75:10 77:7 83:20 96:5 122:11,17 130:21 131:23 132:6 134:16,20,25 135:2 gallin's 131:11 132:4 garfinkel 2:15 gather 89:25 gauge 70:2,6 general 29:23 32:10 35:24 38:15 generally 128:16 gentlemen 53:17 gesture 77:18 getting 46:14 64:7 115:1 gills 92:1 give 6:23 7:14 16:24 21:24 22:1 30:8 39:9 48:13,19 51:3 74:8 76:18 78:1,1 94:3 102:25 105:5 107:18 108:4 109:24 112:13 given 44:10,15 49:13 73:18 74:19 75:15 gives 48:12,24 go 7:12 8:16 11:22 14:18 20:2 45:20 47:13 54:9 56:23 64:21 67:21 71:5,10 71:20 73:4,19,24 75:22 86:15 89:24 100:22 104:10 109:21 114:25	116:14 122:11 124:1 129:17 130:5 130:7,11,12,17,21 goes 66:18,21,21 99:15,22,22 109:19 115:14 going 6:19 13:15 19:10,11 20:15 22:5 25:18 28:7 30:14 48:13 50:9 53:7 65:17 73:10 79:2 84:8 90:3,9,23 92:12,14 100:21 103:3 116:15 117:17,18 119:17 128:18,20 130:25 131:10,12 134:2,7 134:11 gold 1:10 3:5 4:12 9:5,8 10:6,8 25:14 25:17 32:13,14,16 32:18,22,23,24 33:25 34:3 37:21 38:21 40:12 41:1,5 41:19 42:24 43:1 67:13,14 92:6 98:13 98:17,21 103:17 111:16 112:6,17 132:16 good 24:4 35:1 96:10 119:16,17 gotten 49:21 77:2 graduate 8:7 great 61:7 greater 124:6 green 7:10 ground 20:16 group 1:9 21:23 22:9 guess 80:7 116:21 120:14 122:9 guy 48:18 51:19 58:14 68:8 83:4 84:18 89:4 93:6 115:21,24 116:7,23	117:9 118:24 126:8 guys 52:18 63:21,22 63:23,24 64:3,5 106:9 h h 4:8 half 101:10 hand 87:1 hands 48:22 handwriting 125:22 125:24 handwritten 103:11 happen 27:3 28:13 28:23 91:24 happened 27:5,18 27:19 28:5 31:23 32:2 37:3,4 40:15 55:18 68:13,15 70:21,22 71:2 75:5 76:16 80:18,20 81:1 85:9,23 88:8,14 89:4,16 91:18,23 92:15 93:11,11,15 93:16,23 94:9,12 95:25 103:18 104:7 110:3 112:1 happens 28:24 109:17 happy 90:1 hard 13:19 hasid 23:12,15 52:17 81:7 hatch 2:8 12:10 15:18 29:5,11 32:7 33:22 38:2 47:6,10 47:14 50:13 52:8,23 53:5,13 54:3,10,20 55:5,15 57:4,22 58:6,20,23 64:21 75:6,9 87:20,23 117:1 127:8 133:23 134:22 havkins 1:19 3:3	head 7:16 hear 74:25 heard 25:2,8,11,25 42:8 54:11 55:12 77:23 88:11 120:15 heavy 70:2,6 hebrew 6:24 35:22 97:14,16 height 82:12 83:13 83:15 help 129:24 helped 89:4 helpful 65:1,19 131:19 132:3 hereinbefore 137:13 hereto 5:6 highest 8:2 hire 22:25 40:12 71:3 hired 23:11 40:12 71:7 73:25 80:22 108:10 hit 69:12,16 hits 68:19 hokel 1:4 hold 17:20 105:18 109:9,10 holds 16:15,16 hole 29:15 31:13,19 35:8 94:20 95:9 holes 69:2,8,9 home 130:24 hopefully 135:6 horizontal 60:2,10 60:15 82:11,12 hose 61:21 63:18 66:18,25 67:1 87:16 87:19,21 hoses 58:8 hour 101:10 hours 134:17,18 house 11:8 houses 10:20 11:16 12:8
---	---	--	--

housing 10:21 hsb 132:15 hsd 1:9 3:5 8:24,24 9:9,18,25 10:4 21:10 29:20 33:19 33:20,20 34:7 35:19 35:20 52:24 53:2 61:11 63:22 81:22 82:2 98:7 101:14,20 101:24,25 102:3,5 103:5 105:6,15,23 106:21,22 107:12 108:10,14,17 110:21 111:8,10 112:17 115:25 126:5,10,22 hurt 90:2	118:14 121:9 incidents 124:8,9 indicated 132:8 133:12 information 22:7 84:15 100:19 initial 99:12,15 initiate 30:22 initiated 30:24 inside 12:1,13 13:2 15:2,5 16:5,6 17:19 30:15,19 31:5 35:13 62:1 66:23 79:12 82:5 87:9 94:21,23 94:25 125:16 inspecting 80:23 instructions 94:3 107:19 instructs 116:23 insulation 70:8 insurance 36:10 91:15 109:22 interaction 38:12 interest 33:3 interested 137:18 interpreter 6:3 16:5 33:11,12 108:8 117:6 133:25 interrogation 86:6 interrogatories 86:1 86:2 98:7,11 interrupt 61:14 introduced 96:11 invoice 111:23 involved 35:16 36:16 65:3 71:12 77:16 99:23 110:6 111:16 112:7 114:20 115:1,17,18 115:20 isaac 1:7 4:4 israel 7:4 9:17 10:11 11:13,17,25 12:16 12:18 13:13 14:25 15:1,1,4,15 16:19	22:22,24 23:8 97:5 97:16 issue 126:10 j j 17:10 january 7:2 105:3 jersey 1:19 2:12 137:5,24 jerusalem 10:16 11:2,6,8 12:8,21 job 20:18 28:23,25 29:6,22 32:2,4 35:16,25,25 36:5 37:19 39:19 41:19 43:6,8,16,23 44:2 62:23 63:1 64:6 75:17,20,23 81:12 82:22 83:6 84:17 88:13 114:9 115:25 128:1 132:18 jobs 114:13 115:4 115:25 joel 3:11 17:10 18:8 18:11,14 19:9,22 20:19,22,23 51:25 51:25 93:7,10 joint 134:14 jonathan 3:4 judd 3:4 9:18 11:11 11:22 12:2 13:12,15 14:7,15,20,23 15:22 15:24 19:4,8,19 20:15 22:13 24:2,6 24:14,22 26:7 27:13 27:21,23 28:14,18 28:21 29:3,9,18,25 30:2 31:7,21,25 32:5,16 33:7,16 36:1 37:11 38:8 39:12,24 40:17,19 41:7 43:12,19 44:18 44:23 45:16,20,25 46:23 47:4 48:9 51:5 55:19,24 56:2	56:6 57:8 61:17 62:5,8,16,24 64:10 66:9,14 67:24 70:18 73:16 76:11 80:6 81:11 87:13,16,19 93:1 95:17,19 97:2 100:16 101:4 102:8 102:12,19 105:11 106:2 109:16 114:17 115:9 116:4 116:18 118:10 119:4,12 120:9,22 121:12 122:25 123:12 124:25 128:20 133:2 134:11 judgment 46:15 jump 104:14 june 70:25 102:6 110:18 113:7 114:3 118:14 119:20 121:1,4,17 k k 17:10 kaplin 103:20 keep 101:17,20 keeps 14:13 kind 8:4 18:13 48:20 59:13 73:1 77:12,13 83:23 84:15 114:23 123:4 kiryas 17:10 18:7,10 18:14 19:9,22 20:18 20:22,23 knew 90:9 know 6:17 10:3,8,9 15:10 18:2,9 20:2 21:25 22:2,4,21,23 23:23 24:13 25:13 34:23,25 37:14,16 37:18 38:15,17 39:4 42:22 48:14,22 49:13 50:25 51:1,24 52:20 53:6,22 54:1
--	---	---	--

54:3,5,19 55:2,5 56:18 57:20 58:4,6 62:5,7 67:10 69:18 74:1,15 75:4 76:17 78:4 79:21,22 80:25 81:1 83:7,8,10 84:11,11,19 85:1 88:2 89:7,9,12,14 89:20 90:13 91:8,11 91:21,22,23,25 92:3 92:10,11 93:6,17 94:2,10,13 97:11 98:1 99:8,13,19 100:25 101:5 102:16,22,22,23,24 103:14,18,19,21 104:2,17 106:3,8,11 106:12,13 107:17 108:5,9,20,23 109:10 110:10,13 111:15,17,20 114:7 114:15,22,22,23 115:3,12 116:2,20 117:16,20 120:18 120:24 121:13 122:6 123:3,6,9 124:8,9 125:23 126:9,25,25 127:22 128:9 130:3 131:6 133:12 knowledge 23:23 55:9 76:14 known 89:17 107:3 knows 27:15 48:7 107:22 kuller 2:16 9:8,23 12:5,23 15:16 16:2 17:13 18:5 19:2,14 24:1 32:8 36:12 43:21 46:8,14 53:19 55:1 57:7,13 58:19 60:12,17,25 61:4,8 68:6 72:17 76:23 79:18 80:5 81:21 93:20 96:4 104:14	104:17,23 105:1,20 106:4,16,19,25 112:10 113:15,18 114:6 116:22 117:11 122:14 124:14 126:24 128:11,13 129:19 129:21 130:9,16,20 131:2 133:8 134:6 134:13,18 135:3 I I 2:12,16 17:10 108:7,8 labor 64:3 92:11 language 8:18 119:2 123:24 law 132:13 lawsuit 55:6 lawsuits 110:6 lawyer 97:19 98:4 layer 18:2 learned 8:20 55:8 leased 92:4 leave 89:4 115:6 133:12 left 27:1 115:8 134:25 legally 44:9 letter 4:14,15 117:25 118:1 121:19 letters 114:10 123:19 level 8:2 64:19 license 97:1 100:5 122:4 licenses 96:20,23 97:4 lien 92:5 111:7 112:2,5,7,13 light 18:1,2 line 84:4,8,20 85:2 128:8 136:7	liquid 14:9,10 listen 100:20 litigation 137:19 little 69:2,8 103:4 120:8 live 7:19 25:6 lived 7:25 livingston 2:12 livshitz 3:12 llc 1:9,10,11 llp 1:20 2:15 3:3 loan 32:22 92:23 located 10:15 location 25:2,19 log 101:18,19,20 long 7:25 9:11,15 21:1 70:20 71:2 133:5,9 longer 75:5 109:6 look 26:22 83:22 84:17 105:8,18 117:25 122:5,8,9 128:15 looked 122:7 looking 84:19 100:20 132:17 looks 88:6 lose 92:8 lost 92:1 lot 8:13 9:12 11:2 74:1 91:8 130:23 lower 110:10,14 lucky 89:3 lunch 67:4 lynch 6:2 7:24 m m 42:9 machine 88:3,4 main 21:18 maintain 101:24 102:3,5 105:15 109:7 management 1:10	march 105:3 margolis 2:15 mark 117:18 marked 34:10 118:3 119:18 124:18 marking 117:20,21 117:22,24 119:22 martin 3:11 21:19 masonry 11:3,10 material 18:4 matter 58:3 91:16 126:23 mc 2:7 mean 8:4 20:6 30:24 38:10,19 39:4 44:9 60:18 69:8 72:2 80:17 83:2,7 85:11 87:16 92:1 106:8,14 115:19 116:13 117:3 119:25 129:9 131:23 134:3 meaning 81:11 114:9 115:7 means 6:20 28:25 45:4 84:20 115:6 mechanical 40:10 meet 42:19 43:5,15 43:23 44:1 75:20 76:15 97:25 98:3 meeting 113:21 meetings 22:10,12 melhuish 2:11 96:12 met 42:23 43:18 51:25 113:19 127:19 metal 70:3,6,10,15 methfessel 2:3 method 68:25,25 69:3,4,5,5,6 85:21 methods 115:6 middle 16:13,15 17:18 25:22 26:9 mind 45:10 106:5 mine 30:4 34:13 99:2
--	--	---	--

minute 91:7 minutes 25:7 88:12 mischaracterization 46:18 62:17 missed 113:23 missing 82:19,20 mistake 29:8 80:4 mistakes 124:19,23 125:2,5,7,10,11 mixing 65:9,9 moment 88:15 money 39:9 92:3,8 92:10,14,15 102:25 102:25 111:1,6,19 112:8,15 monroe 17:12,12 morgan 2:11 96:12 morning 89:6 90:11 90:16 93:25 mortgaged 92:1 moscowitz 89:7,12 89:22 90:3,4 91:6 moscowitz's 91:2 95:6,15 mount 2:11 move 20:21 71:17 104:9 129:15 multiple 30:5 muscles 64:4 mutually 131:6 135:7	necessary 133:10 need 19:5,14 20:12 23:24 24:10,12 50:4 63:12 66:1 90:17 112:21,22 122:8 123:7,22 124:11 129:23 needed 58:10 65:6 65:13,25 66:7 76:2 122:9 needs 51:7 negotiations 126:19 neighbor 80:2 neighbor's 80:10 89:1 neighbors 79:11 neither 137:16 never 78:8 92:15,15 96:25 97:9 102:22 104:4 109:6 113:19 127:22 new 1:1,18,19,21,21 2:4,4,8,8,12,16,16 3:4,4 6:2 7:20 17:5 17:6 25:18 41:6,9 137:4,5,23,24 newark 130:23 nice 88:6 night 90:12 134:1 134:21 nine 8:1 nobli 108:7,10,25 110:5 114:14 115:5 nobli's 110:11 nodding 6:22 non 119:22 nonresponsive 71:18 129:16 norek 2:8 north 24:20,24 25:9 25:12 26:1,4 28:11 30:14,16,19,23,25 31:4,5,18,19 32:11 33:3 35:8,13 69:17 69:17 82:5 102:14	105:24 110:19 113:6 121:10 notary 1:18 5:7 137:4 note 45:16 noted 50:23 61:16 notes 48:3 103:11 116:22 number 4:9 numbers 129:2	44:18 45:16 46:3 47:22 48:6,9 49:3 49:19 50:1,22 53:5 53:19 55:1 57:7,8 58:19 60:12,17,25 61:5,13,15 62:15 63:8,9 71:13,25 72:7,15,23 73:6,21 76:7 77:4 78:14,23 79:18 80:5 93:20 95:18,19 96:4 113:15,17 114:6 118:10 126:24 130:2 objections 5:14 observation 31:17 observations 32:3 84:25 95:14 96:2 observed 95:20 127:18 obvious 107:20,23 obviously 22:17 91:24 107:20 131:4 occurred 62:18 occurring 22:23 offhand 97:11 office 99:19,25 118:23 119:8 offices 1:19 okay 6:24 7:18 14:23 15:4,9 28:21 40:18 46:19 48:11 55:24 56:2,6 59:11 67:19 79:20 84:10 97:21 100:23 102:12,21 112:24 115:2 116:18 117:2 117:14,15 129:6 130:10 133:8 134:13 old 8:10 47:24 once 73:14 83:17,25 83:25 84:21 85:4 open 81:12 131:5 135:6
n		o	
n 2:1 3:1 4:2 6:1 108:7 name 8:23 21:12,18 33:18,19 37:15 42:8 52:20,22 54:12 81:3 81:5 104:22 107:17 118:19 120:1 named 21:17 55:12 107:7 names 9:1 21:16 55:7 120:6		o 1:4 6:1 17:10 81:4 81:6 108:7 o'clock 67:3 89:6 90:11 133:17 object 12:2 13:15,17 14:6,7,17 19:3,11 20:15 24:2 27:6,8,9 30:10 31:7,21,25 33:7,16 36:1 37:11 38:8 39:12,24 40:6 41:7,12 42:6,18 43:10,17 44:8,23 45:9,25 47:4 49:7 51:5 55:19 61:9 63:4,11 67:23,25 68:12 71:21 74:11 74:20 76:21 78:3 79:19 80:6,11 92:24 93:12 94:14 95:17 109:16 114:17 115:9 119:4 122:25 128:18,20 130:14 133:6 134:11 objected 29:25 objecting 15:20 27:11 57:22 objection 11:24 14:15 15:20,21 19:2 19:4,11,14 24:1,3 24:14,22 28:14,15 29:2,3,4,5,9,10,11 29:17,18,21,24 30:1 32:5,6,8 35:9 44:13	

opened 95:1	p	perform 22:24	78:18,19,20 122:5
operations 20:22	p 1:11 2:1,1 3:1,1	104:24	123:3
opinions 124:10	p.c. 1:8	performed 107:7	plans 41:2,10,14,21
option 67:7,15	p.m. 135:9	111:4,12	41:23,24,25 42:12
72:12,14 85:5,6,7,8	page 4:9 117:21	performing 105:6	43:4 44:19,21 45:1
optional 45:3	119:19 121:3	period 19:20	46:9,20 47:3,9,20
options 71:22 72:5,9	125:21 136:7	permit 41:6,9	47:23 48:8 49:1,8
oral 49:2 52:13	paid 39:2 90:18	104:22,24 106:20	49:13,14,24,25 50:5
109:2 126:20	109:11 111:8,11,19	106:23	50:16,17,24,25 67:7
orange 1:8 2:17 3:11	paint 18:3	permits 36:9 105:15	67:10,12,18 73:11
17:8 21:20 51:22	pan 48:14	person 9:6 52:21	78:1,2,5,5,8,10,16
52:19,21 53:4,18	paragraph 126:14	53:8,10,12 54:15,16	78:21 121:20,22,24
54:23 56:13,20 60:3	parking 60:8	86:7 99:18,19,25	121:25 122:3,7,22
61:11 62:22 63:22	part 37:6 70:12,12	103:23 113:14	122:23 123:11,16
64:4 71:3,7 73:25	71:24	126:6	123:20 131:15
74:2,9,19,22 75:9	partially 36:17	personal 23:23	132:8,10,12,16,19
75:11 76:6,15,18	participate 39:10	31:17	pleasant 2:11
77:1,19,22 79:6	71:19 76:5	personally 80:21	please 12:6 15:19
80:12 85:22 103:9	participated 72:3	101:17	22:16 33:23 36:13
107:25 108:14,17	participating	phone 88:19 127:22	36:14 45:17 47:7,15
108:20 110:10,24	100:12	photographs 113:6	72:18 76:24 90:6
111:8,11,18,18,22	particular 12:4	photos 113:9	122:15
112:1,16 113:14	27:21 29:21 60:14	phrased 47:12	pllc 1:11
114:4 118:9,13	86:18,20 102:1	physical 64:3	plumber 126:7
order 14:12 15:12	132:6,7	physically 64:1	point 20:21 22:20
20:10,11 41:9 60:9	particularly 30:7	121:16 129:10	27:2 30:18 46:20
60:14 100:22	parties 5:6 131:22	pick 67:15	69:18,19 77:12
104:10	partner 9:4 21:5	piece 15:1 17:19	112:5 124:22
original 41:23 42:11	34:25 35:3,5 119:16	82:19	points 123:2
44:21 82:18	partners 22:11	pieces 82:25	polishook 2:12 4:6
oscar 1:11 42:19,22	party 22:18 127:4	pipe 66:20,24 87:9	13:17 14:6,17 19:3
113:13,19,21	137:17	87:13,15,17	19:10,16 22:5,17
outcome 137:19	patricia 1:17 137:3	issing 131:1	24:3 27:6,9 28:15
outside 8:11 12:20	paul 2:4	place 14:14 47:2	29:2,4,10,17,19,24
12:20 13:5 15:2,5	pay 38:23,25 91:25	48:5 65:13 78:19	30:4 32:6 34:14,16
16:9,12 17:17 95:5	payments 111:18	79:14 82:16,24	35:9 40:6 41:12,18
99:22,23 125:13,14	payroll 102:5,23	131:7 135:7 137:13	42:6,18 43:10,17
overseeing 33:5,10	pc 2:7 126:17	placed 115:15	44:8,13 45:9,15
33:15 38:6 39:10	pending 39:23 55:6	places 116:3	46:3,12,16 47:22
owned 25:16 89:14	people 53:22 54:24	plaintiff 2:5 133:11	48:6 49:3,7,19 50:1
89:20	63:25 90:8,8,13	plaintiffs 1:5	50:10,15 63:3,11
owner 32:17,19	117:20	plan 45:2,3,3 46:1,2	67:23 68:12 71:13
33:20	percent 36:21	47:24 48:3 59:24	71:17,21,25 72:7,15
ownership 33:3		72:25 73:3,9 74:17	72:23 73:6,10,21
		74:18 77:11,11,14	74:11,20 76:7,21

77:4 78:3,14,23 79:19 80:11 81:25 83:18,21 92:24 93:12 94:14 95:2,18 96:9,12 100:17,24 101:7 102:10,17,21 104:16 105:14 106:18 107:1,2 110:2 113:17,23 114:1 116:12,19,24 117:2,14 120:24 122:18,19 124:15 125:1,17,19,20 127:10 128:7,18 129:5,15 130:2,14 130:17 131:9,25 132:24 133:18 134:24 porches 125:12,13 portion 129:16 portions 119:25 position 61:18 131:2 131:4,9 135:5 possible 88:18 112:4 post 103:3 posts 90:15 pour 13:9,19 14:13 15:7,10 18:25 20:14 28:7 48:4,12,14,21 48:21,22 58:25 59:4 59:8,12,23 60:3,5 60:10,11 66:2,3 69:1 76:19 78:22 79:2,7 81:19 82:10 84:6,7,8,9 85:15,22 86:13,14 87:5 114:16 132:9 poured 11:19 18:21 19:22,23 30:25 31:4 44:22 45:23 46:2,10 47:18 48:1,4 51:9 51:12,16 55:17 56:10 57:1,12 59:5 59:7 60:10 67:8,22 68:10,17 71:6,11,20	72:22 73:5,20,24 76:2 77:1,8 83:16 83:17,24,25 84:21 85:16 86:24,25 87:2 89:1,2 99:7,11 101:6 110:18,22 111:24 pouring 13:8,10,21 19:7 51:18 61:6,12 61:18 63:16,17 69:7 69:8 77:5 84:5 98:22 112:19 113:3 pours 60:15,16 64:9 65:23 prefab 82:15 prefabricated 20:8 preparation 97:23 98:4 prepare 114:8 129:9 prepared 47:21 72:21 preparing 129:8 present 3:10 76:8 113:12,20 135:5 pressure 28:9 65:24 86:11,14 87:4 previously 67:6 68:18 72:20 113:18 price 75:15,18 109:18 120:4 prices 125:23 primarily 119:9 principals 10:4,6 prior 37:13 49:25 51:8 98:7 99:3 101:8 103:4,15 107:12,13 110:5,18 114:2,13 115:4 121:17 126:19 137:5 problem 6:13 72:10 77:13 107:1 129:13 129:14 proceed 131:10 135:4	proceeding 135:1 produce 134:8 produced 73:12 132:19 133:3 production 4:18 22:8 46:9,11 52:8 52:11 73:15 105:21 106:1 119:22 professional 19:13 41:15 96:20,22 97:1 97:4 130:11 project 30:13 32:20 32:25 36:17,23 40:5 41:1,5 42:15 44:11 44:16 51:10 98:23 99:1,17 101:18,21 103:1,15,24 104:19 105:24 106:7 107:8 107:14,16 108:6,11 108:11,15,18,21,25 111:9,12 112:19 113:3 114:5,11 116:16 117:4 121:17 126:3,11,12 126:18 127:3,6,7,14 127:18,21 128:5,16 129:25 projects 99:16,17 100:2 108:12 110:5 116:17 118:8 proper 50:6,7 properly 14:12,16 property 25:16 55:25 111:7 112:2 112:14 113:10 proposal 119:19 126:15 proposals 126:1,10 protective 20:6 provide 112:17 provided 131:17 provider 57:24 providing 100:18 public 1:18 5:7 137:4	pump 58:9,10 63:20 63:20,21 65:12,20 65:23,24 66:17,21 86:9 87:5,9,18,22 pumping 66:1,7,23 punch 29:15 punched 35:8 purpose 43:15 122:6 123:21,24,25 pursuant 47:20 push 88:5 put 15:1,3,4,5,25 17:19,23,23 18:1 22:15 26:10 35:20 37:9,9,12 58:9,13 70:11 73:1 75:24 87:1 90:14,18,20,25 91:12 94:7,7 104:12 107:17 111:7 112:2 130:20,21 131:12 132:15,22 134:24 putting 83:5 120:19
q			
question 6:18,21 8:14 9:19,21,21 11:7,23 13:18 14:19 14:21 17:3 20:16 21:22 22:22 24:5,7 25:10 26:2 27:8,17 28:17,19 30:17 31:16 33:17 34:11 36:3,13,15 38:2,4,9 38:18,19 39:21,23 42:25 43:20 45:19 45:21 47:6,11,14,16 49:11 50:12,13,19 50:21,23 54:7,8 55:10,11 57:14,15 57:23 61:5,19,22 63:9 65:5,17 68:1 72:18,19 74:7 75:7 75:8 76:25 77:7,12 79:20 84:10,14 100:20 104:15			

106:17 112:23 113:24 114:18,24 122:14,23 123:2 124:14 129:6 130:4 130:6 132:2 questioning 128:8 131:4 134:17,19 questions 5:14 30:11 86:7 96:14 97:17,18 107:19,22 111:22 115:3 117:17 118:4 122:20 quick 104:15	reading 123:19 130:12 reads 118:24 119:9 ready 20:10,11,14 83:9,9,10,10 133:4 real 84:10 realistic 131:19 really 21:24 83:7 89:3 100:12 102:22 106:10 realty 1:4 reason 61:9 65:14 111:21 118:6 119:7 136:7 reasons 119:14,15 rebar 51:6 69:11 78:18 114:23 115:15 129:2 rebars 58:11,13 78:11 recall 110:17 receive 92:3 recess 21:21 67:4 96:7 recognize 35:21 120:6 recollection 121:15 recommendation 72:13 recommended 75:2 record 15:16,17,18 17:13,14 18:5,6 34:18 43:13,14,21 43:22 46:17 58:23 58:24 64:21,24,25 76:12,13 81:25 82:1 87:25 96:12 105:17 105:19 106:14 109:5 116:14 117:24 122:16 125:17,18,19 129:17 130:17,19 130:20,21 131:13 132:25 133:1 134:7 134:22,23,25	records 101:24 102:3,5,13,18 105:9 106:3 109:7,9 110:21 111:24 121:14 reference 50:15,16 references 121:19 referred 73:12 77:8 referring 13:12 19:20 55:20 69:13 121:23 124:20 132:2 reflect 15:19 101:25 102:13 110:22 reflecting 111:24 refresh 121:15 regarding 103:12 114:24 127:14 registered 41:15 reinsurance 1:3 relative 107:6 relevant 102:18 remains 131:5 remember 9:12 10:1 10:3 21:25 34:6,9 43:3 44:25 49:12,20 52:16 60:4,22 70:21 70:24 74:14 75:1 89:21 93:21 105:12 106:10 108:24 110:15 132:13 remnants 95:10 rephrase 36:2 43:19 replace 44:3 replaced 37:18 replacement 44:6 report 94:10 reporter 1:17 133:24 137:3 represent 96:13 representations 126:19 representative 21:20 117:11	represents 132:14 request 4:18 22:8,18 22:18 46:11 52:11 73:15 105:21 106:1 131:11 132:5 requests 22:14 require 79:2 requisition 92:13,14 104:6,12 112:3,13 reserve 73:13 reserved 5:15 residential 18:15 respect 54:22 respectfully 115:2 respective 5:5 response 17:2 116:17 responses 7:15 responsible 32:24 37:24,25 38:10 80:22 rest 18:19,24 result 31:17 92:8 retain 107:12 retained 4:22 107:13 118:7,9 review 73:14 97:22 98:6 122:23 reviewed 122:22 reviewing 122:3 123:11,16 rick 50:2,10 ridiculous 63:10 right 13:23,25 15:3 16:10,20 19:1 25:4 26:4,24 27:1,3,20 28:6,8,13,22,25 29:1 32:9 33:8 39:20 40:3,20 41:13 52:19 53:8 54:20 57:20 64:2,17 66:3 68:25 73:13 82:9,13 84:23 85:10,11 88:16,17 89:2 105:20 113:10
r			
r 2:1 3:1 6:1 17:10 42:9,9 81:6 108:8 137:1 rabinowitz 1:8 4:4 4:10 6:8 9:2 53:16 58:25 96:5,10 104:18 107:3,4,7 119:18 124:18 125:21 128:14 131:14 132:8,14 133:3 134:8 rabsky 1:9 8:24,25 9:1 21:18,23 22:9 33:19,20 34:7 52:25 read 12:5,11,12,23 12:25 21:22 33:22 33:24 34:11,15,17 34:19 35:5,20 36:12 36:15 38:3,4 39:22 39:23 47:7,11,16 48:8 50:3,5,14,18 57:13,15 72:17,19 75:8 76:24,25 78:16 78:17 87:24,25 95:2 95:4 97:9,12 116:19 118:16 119:24 120:5,8 122:11,14 122:16,24 123:7 124:5 136:3			

116:2 121:5 124:13 ritzert 1:20 3:3 rock 11:14 12:1,20 13:5 15:3,6,25 16:2 16:3,6,6,8 17:17 role 38:6 98:25 ronen 121:10,16 127:17 128:1,4 room 13:1 rooms 12:17,19 rosenfeld 1:19 3:3 row 16:2,3 17:17,18 rows 15:7,8,11,13 15:14,25 rules 84:11,13	117:8 121:3 130:18 131:21 seconds 129:18 secretaries 109:21 sections 83:17 84:1 see 6:22 7:15 31:13 38:14 39:19 41:21 56:24 62:10,15,22 63:1,6,15 82:6 83:5 83:23 85:4 86:3 88:23 94:20,23 95:5 95:10 96:2,3 105:19 109:22 116:15 118:11 120:1,2,3 121:22,25 122:10 125:7 127:25 132:1 seeing 88:17 seek 129:24 seeking 111:19 seen 52:10 85:25 86:1 95:23 113:5,9 120:12 132:10 self 96:16 send 39:6 sends 116:9 sent 111:5 117:9 separate 12:19 separates 12:17 series 87:23 services 105:7 107:8 110:25 111:2,4,9,12 116:1 set 41:21 50:4 67:7 84:7 131:7 137:14 sets 13:24 14:14 settle 109:18 seven 25:7 116:3 118:8 seventh 2:3 shake 7:17 shaking 7:16 shames 103:22 sharon 1:7 2:13 4:13 40:24 43:5,8 43:15,23 44:1,5,10	44:15 45:4,6,22 46:1,9,20 47:21 49:1,21 51:3 71:11 71:19 72:6,13,21 73:3,18,23 74:8,17 74:18 76:5,14 77:3 77:10,15 93:23,24 93:24 94:1,2,6,8,10 94:13,16 96:13 100:8 103:10 115:14 117:21,22 118:7,12 120:1,18 121:10,16,23 122:9 124:18,22 125:2 126:2,9,17,22 127:3 127:6,13,16,17,19 127:25 128:1,4,4 129:12 130:5 sharon's 46:20 49:24 50:24 78:21 116:1 119:21 121:19 124:17 sheetrock 17:24 70:8 shorthand 1:17 137:3 show 78:20,21 119:17 132:20 showed 83:24 85:3 104:5 shows 59:24 78:18 78:19 123:3 side 16:4 28:8 79:9 79:10 80:2 86:15 88:4 sides 28:3 69:14 86:14 sign 34:2 35:2 83:24 signature 34:12 120:3,21 121:3 signatures 120:7 125:22 signed 28:1 32:14 34:4,5,24 35:7,10 74:9,15 75:12 112:6	118:20 126:3 136:5 signing 34:23 signs 85:2 simon 1:9 9:3 98:25 118:1,16 126:16 simple 107:23 simply 130:12 single 61:5 sir 54:10 sit 110:11,16 121:8 123:7 125:9 133:9 site 29:23 35:25 36:6 43:6,8,16,24 44:2 56:14 62:23 63:2 75:17,20,23 81:12 82:22 83:6 88:13 98:14,18,21 99:18 99:24 100:9 101:2 101:14,22,25 103:5 104:2,7,8 128:1 siting 53:8 sitting 51:20 52:18 53:17 54:16 130:24 situation 68:22 sixes 82:14 skyscrapers 10:19 small 38:25 sold 92:5,5 111:14 112:14 somebody 25:20 32:4 37:9,12 53:24 54:12,17 55:4 61:20 75:3 96:6 116:10,10 soon 88:11 112:6 sorry 14:23 33:11 39:21 41:4 47:10 75:6 76:23 106:16 120:24 sort 12:16 15:5 63:18 66:18,24,25 sounded 16:11 sounds 107:23 space 109:11 speak 50:3 98:3,10 118:16 120:16
s			
s 1:4 2:1 3:1 4:8 6:1 17:10 81:4,4 safe 37:7,8 90:14 safety 80:24 sands 1:17 137:3 sat 107:16 saw 34:25 57:11 62:6,14,20 68:18 79:10 80:17 83:8,9 83:10 85:1 88:24,25 91:22 94:20 121:10 121:16 125:2,6 132:8 saying 19:16 52:24 53:14 61:10 133:19 says 62:15 121:2 126:14 scared 91:22 scene 89:22 scream 63:12 screaming 63:3,13 sealing 5:10 second 43:12 51:13 51:15 56:8,9 57:2,5 61:3 64:22 66:6,9 66:19 83:22 84:9 85:4,6,7 86:22,24 87:11 90:25 91:9			

<p>128:3 speaking 93:4 specialized 20:7,11 specializing 48:17 specific 78:8 100:21 specifically 110:17 116:16 122:3 124:22 specifications 72:22 76:19 77:2,6,14,22 78:7,9,10 129:11 131:16 specify 127:8 spedon 2:7 spell 37:16 spoke 51:25 93:2,14 100:12 114:4 120:18 stage 36:18 54:9 125:8 stamped 41:14,23 41:24 42:12 119:22 stand 26:22 standing 56:22 61:4 61:20 83:8,11 94:6 112:3 start 6:16,17 13:11 13:22 16:21 68:5 109:23,24 133:20 started 16:19,25 17:4 18:7 25:20 27:24 37:5 41:1 62:11 68:6 74:16 75:11,14 88:17 104:11,19 105:6 106:22 110:1 120:20 131:3 133:15,16 starts 41:5 61:23 131:1 state 11:24 45:10 105:10 117:24 128:22 stated 54:14 118:22</p>	<p>states 1:1,18 17:7 96:16,23 137:4 stating 46:16 112:18 stay 90:6 94:2 133:4 133:25 stayed 79:14 89:5 90:10 steel 26:10,15,16 36:20,22 37:6,8,9 42:4 59:15,20,20 68:16,23 73:1 78:11 123:5,5 130:5 stenographically 137:12 steve 103:20 stick 125:13 stipulated 5:4,9,13 stop 63:3 92:20 stopped 50:20 91:8 91:10 92:21,22 104:8,13 story 8:15 10:19 131:1 street 2:15 6:2 24:21 24:25 25:9,12 26:1 26:4,22 28:12 30:14 30:16,20,23 31:1,4 31:5,19,20 32:11 57:16 64:16 69:25 102:15 105:25 110:19 113:6 121:10 streets 8:20 strength 14:2,5 16:6 strengthening 15:4 strike 71:17 129:15 strong 68:19 69:21 69:23 stronger 68:23 strongest 69:5 structural 40:4 42:5 97:8 103:15 121:20 122:3 123:11,16 129:8</p>	<p>structure 14:1 36:20 37:7 59:14,15,16,21 68:16,23 stucco 18:20 70:12 70:14 studied 8:10,13 study 84:13,22 stuff 109:12 123:6 132:18 sub 54:18 subcontract 53:21 subcontractor 23:1 23:1 24:10 39:2 53:3 subcontractor's 39:11 subcontractors 23:11 38:7,13,21,23 39:19 subcontracts 36:8 subject 136:5 submit 41:2,10 111:3,23 submitted 49:5,16 subs 38:18 subscribed 136:21 subsequent 133:7 suffered 45:7,24 46:6 suite 2:3,11 3:3 summary 46:15 supercedes 126:18 superior 1:8 2:17 118:9,14 supply 79:5 supplying 53:24 support 59:14,15,16 59:17,21 82:11,11 82:12,12,14 88:5 90:20 95:15 supporting 90:15,25 94:4 supposed 7:17 23:2 23:3 26:17,19 28:2 28:12,23 29:15</p>	<p>30:15 37:2,3 39:17 48:5 52:14 56:17 59:4 60:7 69:15 70:11,17 74:3 77:15 79:5,23,25 80:25 81:18 84:17 86:15 91:24 94:2 95:23 104:5 sure 39:3 56:16,18 69:20 74:15 79:10 79:11 90:6,14 104:16 108:3 109:20 112:22 115:13 133:14 sworn 5:7 136:21 137:7 sym 1:4 synagogue 89:13</p>
			<p>t</p>
			<p>t 4:8 6:1 81:6 137:1 137:1 table 51:20 52:18 53:9,18 54:16,24 132:22 take 17:25 18:3 48:5 67:2 72:12 73:16 103:8,10 112:4 117:25 134:2 taken 1:16 22:14 44:5 97:7 113:1,2,5 113:9 136:4 137:12 takes 65:12 133:5 talk 77:15 talked 117:8 talking 49:8 66:10 66:11 67:17 102:8 131:17 teach 23:17 team 39:6 technical 119:2 123:25 124:7 130:10 tell 8:25 11:21 24:11 27:22 62:14,20</p>

73:23 84:3 88:20 90:3 91:4,20 94:16 97:18 99:9,10 100:17 121:9,11 122:9 125:9 telling 30:11 94:6 tells 115:23 116:7 ten 10:2,12 16:17 25:7 83:14,14 84:5 84:12 90:13 terms 78:11 testified 6:4 50:18 72:21 103:8 104:1 106:2 113:18 121:13 122:20 testify 65:16 72:24 131:15 137:7 testimony 1:16 50:2 50:8 54:6,11 116:12 116:13 132:7 136:4 137:11 thank 55:15 58:7 63:25 130:16 thanks 83:21 106:25 thick 123:5 thickness 78:12 128:25 thing 10:18 33:21 35:4 40:14 48:16 60:8 64:10,11 88:1 89:3 115:12 120:20 things 8:13 55:8 79:23 84:22 92:10 92:11 114:21 115:23 117:19 119:8 125:3 think 30:7 46:17 56:18 75:13 77:7 96:11 101:4,7 103:7 106:24 108:13 111:10 117:15 118:15 122:1 125:25 126:13 131:19 132:3 133:23 134:1,3	thinking 92:12 124:12 thinks 53:1 115:22 third 28:8,10 30:16 56:8,10 57:3,5 60:24 64:19 66:6,10 66:19 83:12 85:17 87:2 90:24 91:1 94:19 131:24,25 thought 32:13 77:23 94:11,17 thousand 92:2 three 10:23 65:7 68:21 72:10 76:9 85:14,16,19 88:12 90:7,15,19 127:19 thursday 1:21 time 12:15,17 15:7 15:10,12 19:18 20:21 27:2,22,23 30:18 54:21 56:20 56:23 60:23 62:9,18 62:25 63:2 76:1 81:9,11,13 82:2 83:5 84:3 85:14 96:15 98:14,22 99:24 100:9 101:2 101:15 104:20 105:5,22 106:6 107:24 112:12 117:7,8 126:7 131:6 131:21,24,25 133:15 135:7 137:13 times 22:12 40:2 101:8 127:19 tired 63:7 today 21:18 62:25 110:12,16 111:8 119:18 120:13 121:8 125:9 127:21 132:7 133:3 told 88:3 90:4,16,24 91:10 106:9 125:3	tortured 96:6 town 17:12 traffic 130:23 training 10:24 122:21 123:10,16 transcript 1:16 136:4 137:11 translate 7:17 translated 6:18,23 14:22 translation 112:22 translator 6:14,16 6:19,20 7:16 transperfect 3:12 trial 5:15 trough 65:23 truck 57:16,19 58:4 61:23 62:1,11 63:17 63:19 64:8,12,15,16 65:3,11,22,22 66:1 66:7,23 trucks 65:9 true 54:13 137:11 truth 137:7,8,8 try 100:22 trying 56:3 90:11 124:3 tweak 20:13 twenty 22:12 65:7 two 9:1 10:19 15:7,8 15:11,13,13,25 16:12 17:11 20:13 22:11 26:12 28:3 40:15 47:23 65:7 82:13,14,25 86:14 88:12 90:15,19 117:21 119:19 122:11 123:1 124:10,10 125:8 129:17,19 type 105:4 typed 103:11 typewritten 119:25 typical 11:8	u underneath 125:23 understand 6:11,15 6:21 13:1 14:20 15:24 24:6,8,19 26:7 27:13 28:18 30:17 33:17 34:21 34:22 38:14 54:6 78:25 114:18 115:10 119:6 120:9 123:22 124:1 128:16,24 129:1,13 129:22,24 understanding 36:4 38:5 57:25 79:1 80:8 86:23 87:7 understands 118:24 119:1 understood 112:23 united 1:1 17:6 96:15,23 universities 8:19 updates 74:5 ups 129:20 upstate 17:1,5,6 use 6:19,20 14:12 17:22,24 18:3 19:1 19:6,23 20:1 48:20 48:20 51:6 58:17 68:10,24 69:10,11 73:2 78:11,12,22 79:3,8,13,16 80:9 87:5 92:10 usual 86:12 usually 38:25 40:9 40:12 99:14,16 109:9,17 125:12 utilize 123:18
			v
			v 81:6 vacuum 26:6 various 72:5 varriale 1:20 3:3

veneer 16:8 70:15 verbal 7:15 verbally 94:16 vertical 60:11,16,24 61:2 64:8 67:18 76:20 77:2,9 79:2,7 83:13 vertically 85:17 vibrating 88:4 video 113:2 videotapes 112:25 view 30:8 50:17 vitrio 81:6 101:15 103:6 voluntarily 134:8	76:20 77:2,9 132:9 walters 1:11 42:22 103:16 113:13,19 113:21 want 8:14 14:25 15:24 22:13 54:8 76:11 79:21,22 91:11 97:18 98:1 116:14,19,21 117:25 120:13 126:9 133:2 134:24 wanted 44:3 45:5,6 111:1 128:9,11 wants 27:8 111:5 watch 23:20 81:18 watching 23:21 way 7:15 12:21 15:3 26:10 47:12 50:8,17 54:6,8 57:1,12 59:6 59:24 82:13 84:24 84:24 86:12 87:10 90:21 91:8 99:20 100:14 112:3 113:20 115:15,19 131:20 132:24 ways 62:2 68:21 72:10 115:22 week 70:24 102:25 weeks 71:4 went 20:25 42:24,25 68:9 71:15 85:5,6 97:9 104:12 125:15 125:15 werbel 2:3 west 2:11,15 wet 13:11,22 14:4,9 14:12 23:24 29:14 30:14,18,22 58:21 whatsoever 24:24 white 2:7 williamsburg 6:2 7:22 25:4 willing 131:10 wind 68:19 69:13,16 69:19,22,24	withdraw 107:11 withdrawn 41:20 98:2 99:9 101:1 102:4 113:1 121:7 127:4 withstand 69:21,24 witness 3:5 4:3 19:5 24:8,15 27:10,17 28:20,22 29:6,12 31:9,22 32:1,9 33:8 33:18 35:10 36:2 37:12 38:9 39:13 40:1,7 41:8,13 42:7 43:11 44:9,14,19,25 45:21 46:1,4,19,25 47:5,23 48:11 49:4 49:12,20 51:6 52:24 53:6,20 54:14 55:2 55:14 56:7 57:9 60:13,18 61:1 63:5 63:14 65:15,18 66:16 68:8,13 71:14 71:22 72:2,8,16,25 73:7,11,22 74:14,21 76:9,22 77:10 78:4 78:18,24 79:20 80:7 80:12 81:23 87:15 87:17,21 92:25 93:13,21 94:15 95:22 97:3 100:23 104:21,25 105:8,13 106:8,24 107:18 108:9 109:17 113:16 114:7,20 115:12 116:9 117:13 118:11 119:6,13 120:23 123:1 126:25 128:22 130:3,15 133:21 137:6 witnessed 99:10 witnesses 6:15 wood 11:9,13,14 15:1,5 16:3,5,14,16 17:20,22,25 18:20	19:6 20:5,5 94:22 wooden 19:1 94:21 word 14:16 words 17:11 123:20 work 11:3 14:24 17:5 23:18,24 28:11 29:13 33:18,19 36:22 37:21 38:6,24 38:24 39:1,3,4,5,7 39:11 40:3,21 42:4 47:1,1 52:7 56:14 56:21,24 62:23 63:1 64:1 68:5,7 74:16 75:3,11,14,22 76:20 90:11,18 92:19 99:13 103:1 104:8 104:24 106:7 108:1 109:8,23,25,25 114:13 115:8 116:7 118:7 120:20 126:17 worked 9:13 20:23 40:13 65:21 74:22 90:12 115:5 120:20 worker 80:21,22,24 102:24 worker's 81:3 workers 23:16 working 27:24 39:14,16 40:11 54:22 75:5 81:2 102:14 104:9,11 105:23 116:3 126:6 works 59:10 86:12 99:20 worried 90:22 91:22 worth 134:17,18 write 37:16 102:23 102:23 103:1 114:9 127:13 writes 124:18 writing 22:7,16 73:18 74:8,12 102:18 117:23 124:19 127:23,23
w			
w 6:1 wafers 16:12 wait 6:22 84:6 86:16 waived 5:11 walk 25:23 walked 25:21 wall 12:16 13:10 15:11 16:7,8 17:22 28:8 29:15 31:6,13 31:19 47:18 51:13 51:15 55:21,22,24 56:7,15 60:11,24 61:2 66:11 67:8 68:18 69:12,13,14 69:16,18,22 70:1,4 70:9 79:11,12,16,17 80:10 83:9,12,17 84:4,5,12,16 85:3 85:13,18,23 86:19 86:21 87:2,3,9,14 88:6,24 89:2 90:20 90:23 94:20,25 95:6 95:9,11,15 132:12 132:20 walls 12:14 13:5 44:22 51:9,12 55:17 57:4 58:20 59:1,3 60:10 67:18,18 74:3			

131:14 writings 111:23 written 35:21 49:2,4 52:13,14,15 94:5,11 109:2 111:3 119:8 126:20 127:8 129:3 129:4 130:7 wrong 84:24 wrote 72:25 94:13
x
x 4:2,8
y
y 17:10 81:4 yeah 23:21 32:14 56:1 67:1 75:10 80:7 83:20 89:23 102:7,10 106:8 111:1 119:11,14 121:12 122:8 year 8:9 16:24 years 7:9,11 8:1,10 9:14,19 10:2,12 16:18 18:8 20:24 21:3,8 yeshiva 8:5,11 york 1:1,18,21,21 2:4,4,8,8,16,16 3:4 3:4 6:2 7:20 17:5,6 137:4,23 yossi 81:4 88:19 101:15 102:20 younger 93:8,9
z
z 6:1